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SALUS POPULI SUPREMA LEX ESTO

“The welfare of the people shall be the supreme law.”



JOHN R. ASHCROFT
SECRETARY OF STATE

MISSOURI REGISTER

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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the website at www.sos.mo.gov/adrules/pubsched.

HOW TO CITE RULES AND RSMO

RULES

The rules are codified in the *Code of State Regulations* in this system–

Title		Division	Chapter	Rule
3	CSR	10-	4	.115
Department	<i>Code of State Regulations</i>	Agency Division	General area regulated	Specific area regulated

and should be cited in this manner: 3 CSR 10-4.115.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraphs 1., subparagraphs A., parts (I), subparts (a), items I. and subitems a.

The rule is properly cited by using the full citation, for example, 3 CSR 10-4.115 NOT Rule 10-4.115.

Citations of RSMo are to the *Missouri Revised Statutes* as of the date indicated.

Code and Register on the Internet

The *Code of State Regulations* and *Missouri Register* are available on the Internet.

The *Code* address is www.sos.mo.gov/adrules/csr/csr

The *Register* address is www.sos.mo.gov/adrules/moreg/moreg

These websites contain rulemakings and regulations as they appear in the *Code* and *Registers*.

Under this heading will appear the text of proposed rules and changes. The notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This is set out in the Purpose section with each rule. Also required is a citation to the legal authority to make rules. This appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbology under the heading of proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules which are proposed to be amended will have new matter printed in boldface type and matter to be deleted printed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close of comments date will be used as the beginning day in the ninety- (90-) day-count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice and file a new notice of proposed rulemaking and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:

Boldface text indicates new matter.

[Bracketed text indicates matter being deleted.]

Title 7—DEPARTMENT OF TRANSPORTATION Division 10—Missouri Highways and Transportation Commission Chapter 24—Design-Build Project Contracts

PROPOSED AMENDMENT

7 CSR 10-24.010 Definitions. The Missouri Highways and Transportation Commission is amending sections (1), (10), (13), (17), (20), (23), (27), (31), (33), and (45), adding a new section (13), renumbering sections (13) through (23), deleting sections (24) and (32), and renumbering sections (33) through (47).

PURPOSE: *This amendment updates and corrects the proper incorporation of federal statutes and the National ITS Architecture consistent with section 536.031.4, RSMo, adds a definition for design activities relating to design-build contracts, deletes unnecessary definitions for non-qualified project and qualified project, expands the def-*

inition of a design-build contract, corrects the state statutes under which transportation development districts are organized, and deletes unnecessary restrictive wording.

PUBLISHER'S NOTE: *The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.*

(1) Unless otherwise specified, in addition to the definitions provided for in this rule, the definitions in **Title 23, United States Code (U.S.C.) section 101(a)** are applicable to this chapter whether or not specifically restated, or revised herein, and in their unrevised form to the extent not in conflict with this chapter. **Title 23 U.S.C. section 101(a) is incorporated by reference into and made a part of this rule as published by the United States Superintendent of Documents, 732 N Capitol Street NW, Washington, D.C. 20402-0001, website: <http://bookstore.gpo.gov> on January 1, 2012. This rule does not incorporate any subsequent amendments or additions to the United States Code in 23 U.S.C. 101(a).**

(10) Construction means the supervising, inspecting, actual building, and incurrence of all costs incidental to the construction or reconstruction of a highway, including bond costs and other costs relating to the issuance of bonds whether in accordance with 23 U.S.C. section 122 or other debt financing instruments and costs incurred by the state in performing project related audits that directly benefit the state highway program. **Title 23 U.S.C. section 122 is incorporated by reference into and made a part of this rule as published by the United States Superintendent of Documents, 732 N Capitol Street NW, Washington, D.C. 20402-0001, website: <http://bookstore.gpo.gov> on January 1, 2012. This rule does not incorporate any subsequent amendments or additions to the United States Code in 23 U.S.C. 122.** Such term includes:

(13) Design means any design activities and includes the preparation of construction plans and detailed specifications for the performance of construction work.

~~[(13)]~~(14) Design-build contract means *[an agreement that provides for design and construction of improvements by a contractor or private developer.]* a single contract that provides for design and construction, including any related services and materials, of a state highway project by a contractor or private developer. The term encompasses alternative project delivery methods including design-build, design-build-operate-maintain, design-build-operate, design-build-maintain, design-build-finance, design-build-finance-operate-maintain, engineer-procure-construct, and other contracts that include services in addition to design and construction.

~~[(14)]~~(15) Design-builder means an individual, corporation, partnership, joint venture, limited liability company, limited liability partnership, or other entity making a proposal to be contractually responsible to perform, or which is performing, the project design and construction under a design-build contract.

~~[(15)]~~(16) Disadvantaged business enterprise (DBE) means a for-profit small business concern—

(A) That is at least fifty-one percent (51%) owned by one (1) or more individuals who are both socially and economically disadvantaged or, in the case of a corporation or other business entity, in

which fifty-one percent (51%) of the stock or shares are owned by one (1) or more socially and economically disadvantaged individuals; and

(B) Whose management and daily business operations are controlled by one (1) or more of those socially and economically disadvantaged individuals who own the disadvantaged business enterprise.

[(16)](17) Discussions mean written or oral exchanges that take place after the establishment of the competitive range with the intent of allowing the proposers to revise their proposals.

[(17)](18) Division *[a]*Administrator means the *[d]*Division *[a]*Administrator, Missouri Division of the Federal Highway Administration, United States Department of Transportation (FHWA).

[(18)](19) Fixed price/best design means a form of best value selection in which contract price is established by the contracting agency and stated in the Request for Proposals document. Design solutions and other qualitative factors are evaluated and rated, with award going to the firm offering the best qualitative proposal for the established price.

[(19)](20) Highway includes:

(A) A road, street, and parkway;

(B) A right-of-way, bridge, railroad-highway crossing, tunnel, drainage structure, sign, guardrail, and protective structure, in connection with a highway; and

(C) A portion of any interstate bridge or tunnel and the approaches thereto, the cost of which is assumed by the commission.

[(20)](21) Intelligent Transportation System (ITS) services means services which provide for the acquisition of technologies or systems of technologies (e.g., computer hardware or software, traffic control devices, communications link, fare payment system, automatic vehicle location system, etc.) that provide or contribute to the provision of one (1) or more ITS user services as defined in the National ITS Architecture. **National ITS Architecture is incorporated by reference into and made a part of this rule as published by the United States Department of Transportation Office of the Assistant Secretary for Research and Technology, 1200 New Jersey Ave., SE, Washington, D.C. 20590, website: <http://its.dot.gov> December, 2014. This rule does not incorporate any subsequent amendments or additions to the National ITS Architecture.**

[(21)](22) Interstate system means the Dwight D. Eisenhower National System of Interstate and Defense Highways described in 23 U.S.C. section 103(c).

[(22)](23) Modified design-build means a variation of design-build in which the contracting agency furnishes offerors with partially complete plans. The design-builders role is generally limited to the completion of the design and construction of the project.

[(23)](24) National Highway System (NHS) means the federal-aid highway system described in 23 U.S.C. section 103(b). **Title 23 U.S.C. section 103(b) is incorporated by reference into and made a part of this rule as published by the United States Superintendent of Documents, 732 N Capitol Street NW, Washington, D.C. 20402-0001, website: <http://bookstore.gpo.gov> on January 1, 2012. This rule does not incorporate any subsequent amendments or additions to the United States Code in 23 U.S.C. 103(b).**

[(24)] *Non-qualified project means a design-build project that does not meet the definition of a qualified project in 23 U.S.C. 112(b)(3)(C).]*

(27) Price proposal means the price submitted by the offeror to pro-

vide the *[required]* design and construction services **set forth in the request for proposal.**

(31) Project agreement means the formal instrument to be executed by the commission and the secretary *[as required by]* under 23 U.S.C. section 106. **Title 23 U.S.C. section 106 is incorporated by reference into and made a part of this rule as published by the United States Superintendent of Documents, 732 N Capitol Street NW, Washington, D.C. 20402-0001, website: <http://bookstore.gpo.gov> on January 1, 2012. This rule does not incorporate any subsequent amendments or additions to the United States Code in 23 U.S.C. 106.**

[(32)] *Qualified project means any design-build project with a total estimated cost greater than fifty (50) million dollars or an intelligent transportation system project greater than five (5) million dollars as described in 23 U.S.C. 112(b)(3)(C).]*

[(33)](32) Request for Proposal (RFP) means a document that describes the procurement process, forms the basis for the final proposals and may potentially become an element in the contract. In any design-build contract, whether involving state or federal funds, *[the contracting agency shall require that each entity submitting a request for qualifications provide] a detailed DBE participation plan[. The plan shall] is to be included in each proposer's request for qualifications that provides information describing the experience of the [entity] proposer in meeting DBE participation goals, how the [entity will] proposer intends to meet the DBE goal for the design-build project and such other qualifications that the commission considers to be in the best interest of the state.*

[(34)](33) Request for Qualification (RFQ) means a document issued by the contracting agency describing the project in enough detail to let potential proposers determine if they wish to compete and forms the basis for requesting qualifications submissions from which the most highly qualified proposers can be identified.

[(35)](34) Secretary means the Secretary of Transportation of the United States Department of Transportation.

[(36)](35) Short listing means the narrowing of the field of offerors through the selection of the most qualified proposers who have responded to an RFQ.

[(37)](36) Solicitation means a public notification of a contracting agency's need for information, qualifications, or proposals related to identified services.

[(38)](37) Standard design-build means a procurement process in which the first phase consists of short listing (based on qualifications submitted in response to an RFQ) and the second phase consists of the submission of price and technical proposals in response to an RFP.

[(39)](38) State means the state of Missouri, MoDOT, or commission.

[(40)](39) State funds means funds raised under the authority of the state or any political or other subdivision thereof, and made available for expenditure under direct control of the commission or MoDOT.

[(41)](40) Stipend means a monetary amount paid to unsuccessful proposers.

[(42)](41) Technical proposal means that portion of a design-build proposal that contains design solutions and other qualitative factors that are provided in response to the RFP document.

[(43)](42) Tradeoff means an analysis technique involving a comparison of price and non-price factors to determine the best value when considering the selection of other than the lowest priced proposal.

[(44)](43) Transportation corporation means any transportation corporation organized under sections 238.300 to 238.367, RSMo.

[(45)](44) Transportation development district means a transportation development district organized under sections 238.200 to [238.275] **238.280**, RSMo.

[(46)](45) Weakness means a flaw in the proposal that increases the risk of unsuccessful contract performance. A significant weakness in the proposal is a flaw that appreciably increases the risk of unsuccessful contract performance.

[(47)](46) Weighted criteria process means a form of best value selection in which maximum point values are pre-established for qualitative and price components, and award is based upon high total points earned by the proposers.

AUTHORITY: sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] **2016**. Original rule filed Aug. 15, 2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 24—Design-Build Project Contracts**

PROPOSED AMENDMENT

7 CSR 10-24.020 General. The Missouri Highways and Transportation Commission is amending sections (1), (3), and (4).

PURPOSE: This amendment clarifies the National Environmental Protection Act (NEPA) process as it pertains to the design-build procurement process, deletes unnecessary redundant language and restrictive wording

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

(1) This chapter describes the commission's policies and procedures for approving design-build projects financed under Title 23, *United*

States Code (U.S.C.), by use of state funds, by use of funds of local public agencies or counties, or any combination of fund sources. [This chapter satisfies the requirement of 227.107, RSMo Supp. 2004. The contracting procedures of this chapter apply to all design-build projects undertaken by the commission.] All acquisitions under these rules [shall be] are competitive acquisitions.

(3) [The commission is neither requiring nor promoting the use of the design-build contracting method.] The design-build contracting technique is optional and its use by the commission is limited by federal and state law.

(4) Relations of the National Environmental Protection Act (NEPA) review process to the design-build procurement process.

(B) A commission Request for Proposal (RFP) [will not be released prior to the conclusion of the NEPA process. The NEPA review process is concluded with either a Categorical Exclusion (CE) classification, an approved Finding of No Significant Impact (FONSI), or an approved Record of Decision (ROD) as defined in 23 CFR 771.113(a).] may be issued prior to the conclusion of the NEPA process as long as the RFP informs proposers of the general status of the NEPA process and that no commitment will be made as to any alternative under evaluation in the NEPA process, including the no-build alternative as defined in Title 23, *Code of Federal Regulations* (CFR) 636.109. Title 23, CFR, section 636.109 is incorporated by reference into and made a part of this rule as published by the United States Superintendent of Documents, 732 N Capitol Street NW, Washington, D.C. 20402-0001, website: <http://bookstore.gpo.gov> on January 1, 2012. This rule does not incorporate any subsequent amendments or additions to the *Code of Federal Regulations* in 23 CFR 636.109.

(C) [A commission RFP must address how] The environmental commitments and mitigation measures identified during the NEPA process are included in the commission's RFP for the design-built project, including how such commitments and mitigation measures will be implemented.

AUTHORITY: sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] **2016**. Original rule filed Aug. 15, 2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 24—Design-Build Project Contracts**

PROPOSED AMENDMENT

7 CSR 10-24.030 Procedures for Solicitations and Receipt of Proposals. The Missouri Highways and Transportation Commission is

amending sections (1) through (4).

PURPOSE: *This amendment incorporates federal statutes and deletes unnecessary and restrictive language.*

PUBLISHER'S NOTE: *The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.*

(1) *[The commission will give public notice of a Request for Qualifications in at least two (2) public newspapers that are distributed wholly or in part in this state and at least one (1) construction industry trade publication that is distributed nationally.]* In addition to the public notice set forth in section 227.107.18, RSMo, the commission may use additional procedures deemed appropriate for the solicitation and receipt of proposals and information, including the following:

(2) All responses to the *[Request for Qualifications]* RFQ will be evaluated by the pre-qualification review/short listing team. *This team will be,* which is comprised of the following Missouri Department of Transportation (MoDOT) staff or their designated representative: chief engineer, chief financial *[and administrative]* officer, *[controller, director of program delivery,]* assistant chief engineer, financial services director, one (1) or more district engineer(s), project manager for the given project, state construction and materials engineer, state bridge engineer, and the state design engineer. An external partner(s) may be asked to act as an observer to the pre-qualification/short listing process.

(3) Use of Oral Presentations During the Procurement Process.

(A) Oral presentations as a substitute for portions of a written proposal may be used in streamlining the source selection process. Oral presentations may occur at any time in the acquisition process, *however, the commission must* and comply with any appropriate federal *[and state]* procurement integrity standards contained in 23 CFR 636.111. Title 23 CFR section 636.111 is incorporated by reference into and made a part of this rule as published by the United States Superintendent of Documents, 732 N Capitol Street NW, Washington, D.C. 20402-0001, website: <http://bookstore.gpo.gov> on January 1, 2012. This rule does not incorporate any subsequent amendments or additions to the Code of Federal Regulations in 23 CFR 636.111.

(4) Restrictions on a proposer's team changes after the proposer's response to an RFQ where the proposer's qualifications are a major factor in the selection of the successful design-builder, such as team member switching (adding or switching team members), is discouraged after submission of response to an RFQ. However, the commission may use its discretion in reviewing team changes or team enhancement requests on a case-by-case basis. Any specific project rules related to changes in team members or changes in personnel within teams will be explicitly stated in a project solicitation.

AUTHORITY: *sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] 2016. Emergency rule filed Oct. 17, 2005, effective Oct. 27, 2005, expired April 25, 2006. Original rule filed Aug. 15, 2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.*

PUBLIC COST: *This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

PRIVATE COST: *This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

NOTICE TO SUBMIT COMMENTS: *Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

Title 7—DEPARTMENT OF TRANSPORTATION Division 10—Missouri Highways and Transportation Commission Chapter 24—Design-Build Project Contracts

PROPOSED AMENDMENT

7 CSR 10-24.050 Types of Projects in Which Design-Build Contracting May Be Used. The Missouri Highways and Transportation Commission is amending the purpose statement and section (1), and deleting sections (2) through (5).

PURPOSE: *This amendment is to bring us in compliance with current federal guidance.*

PURPOSE: *This rule provides for the types of projects in which design-build method may be used [in determining a project "qualified" and how it applies to Intelligent Transportation System (ITS) projects].*

(1) Subject to the provisions of 227.107, RSMo [Supp. 2004], the design-build contracting technique may be used for any *[qualified or nonqualified]* project which the commission deems to be appropriate on the basis of project delivery time, cost, construction schedule, and/or quality.

[(2) The use of the term "qualified project" does not limit the use of design-build contracting by the commission. It merely determines the Federal Highway Administration's (FHWA's) procedures for approval. The division administrator may approve the design-build method for a "qualified project" which meets the requirements of this chapter.

(3) The FHWA division administrator may also approve other design-build projects (which do not meet the "qualified projects" definition) by using Special Experimental Projects No. 14 (SEP-14), "Innovative Contracting Practices," provided the project meets the requirements of this chapter. Projects that do not meet the requirements of this chapter, (either "qualified or nonqualified" projects) must be submitted to the FHWA for conceptual approval.

(4) As a consequence of these differences in FHWA procedures, Missouri Department of Transportation (MoDOT) procedures will vary to comply with FHWA procedures.

(5) For the purpose of this chapter, a federal-aid ITS design-build project meets the criteria of a "qualified project" if:

(A) A majority of the scope of services provides ITS services (at least fifty percent (50%) of the scope of work is related to ITS services); and

(B) The estimated contract value exceeds five (5) million dollars.]

AUTHORITY: *sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] 2016. Original rule filed Aug. 15,*

2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 24—Design-Build Project Contracts**

PROPOSED AMENDMENT

7 CSR 10-24.060 Stipends. The Missouri Highways and Transportation Commission is amending section (2).

PURPOSE: This amendment removes unnecessary restrictive language.

(2) On federal-aid projects stipends are eligible for federal-aid participation. Proposers will cooperate in providing such records and complying with such process *[as required for the commission]* in order for the commission to obtain federal participation.

AUTHORITY: sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] 2016. Original rule filed Aug. 15, 2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 24—Design-Build Project Contracts**

PROPOSED AMENDMENT

7 CSR 10-24.070 Risk Allocation. The Missouri Highways and Transportation Commission is amending sections (3), (4), and (6).

PURPOSE: This amendment removes unnecessary restrictive language.

(3) Information exchange with industry at an early project stage will occur if it will facilitate understanding of the capabilities of potential proposers. *However, any* and such exchange of information *[must be]* can be made consistent with state procurement integrity requirements. Information exchanges may take place with potential proposers, end users, acquisition and supporting personnel, and others involved in the conduct or outcome of the acquisition.

(4) The purpose of exchanging information is to improve the understanding of the commission requirements for the design-build project and industry capabilities, thereby allowing potential proposers to judge whether or how they can satisfy those requirements, and enhancing the commission's ability to obtain quality supplies and services, including construction, at reasonable prices, and increase efficiency in proposal preparation, proposal evaluation, negotiation, and contract award.

(6) RFIs may be used when the commission does not intend to award a contract, but wants to obtain price, delivery, other market information, or capabilities for planning purposes. Responses to these notices are not offers and cannot be accepted to form a binding contract. *[There is no required format for an RFI.]*

AUTHORITY: sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] 2016. Original rule filed Aug. 15, 2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 24—Design-Build Project Contracts**

PROPOSED AMENDMENT

7 CSR 10-24.080 Organizational Conflicts of Interest. The Missouri Highways and Transportation Commission is deleting section (2) and is amending subsection (1)(B) and section (3).

PURPOSE: This amendment updates and corrects the proper incorporation of federal statutes and removes unnecessary restrictive language.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

(1) State statutes, regulations, or policies concerning organizational

conflict of interest will be specified or referenced in the design-build Request for Qualification (RFQ) or Request for Proposal (RFP) document as well as any contract for engineering services, inspection, or technical support in the administration of the design-build contract. All design-build solicitations will address the following situations as appropriate:

(B) All solicitations for design-build contracts, including related contracts for inspection, administration, or auditing services, must include an **organizational conflicts of interest** provision which:

1. Directs proposers attention to this section;
2. States the nature of the potential conflict as seen by the commission;
3. States the nature of the proposed restraint or restrictions, and duration, upon future contracting activities, if appropriate;
4. Depending on the nature of the acquisition, states whether or not the terms of any proposed clause and the application of this section to the contract are subject to negotiation; and

5. *[Requires proposers to provide]* **Specifies the** information concerning potential organizational conflicts of interest **apparent successful proposers shall include** in their proposals. *[The apparent successful proposers must disclose all relevant facts concerning any past, present or currently planned interests that may present an organizational conflict of interest. Such firms must state how their interests, or those of their chief executives, directors, key project personnel, or any proposed consultant, contractor or subcontractor may result, or could be viewed as, an organizational conflict of interest.]* The information may be in the form of a disclosure statement or a certification.

[(2) The organizational conflict of interest provisions in this section provide minimum standards for the commission to identify, mitigate or eliminate apparent or actual organizational conflicts of interest. To the extent that state developed organizational conflict of interest standards are less stringent than those contained in any applicable federal statute, regulation or policy, the latter standards prevail.]

[(3)](2) State laws and procedures governing improper business practices and personal conflicts of interest will apply to the commission selection team members. *[In the absence of such state provisions]* **In design-build projects funded with federal-aid highway funds**, the requirements of **Title 48, Code of Federal Regulations (CFR) Part 3, Improper Business Practices and Personal Conflicts of Interest**, will apply to selection team members. **Title 48 CFR Chapter 3, Subchapter A, Part 303, Improper Business Practices and Personal Conflicts of Interest**, is incorporated by reference into and made a part of this rule as published by the United States Superintendent of Documents, 732 N Capitol Street NW, Washington, D.C. 20402-0001, website: <http://bookstore.gpo.gov> on January 1, 2012. This rule does not incorporate any subsequent amendments or additions to the **Code of Federal Regulations in 48 CFR Chapter 3, Subchapter A, Part 303**.

AUTHORITY: sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] 2016. Original rule filed Aug. 15, 2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box

270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

Title 7—DEPARTMENT OF TRANSPORTATION Division 10—Missouri Highways and Transportation Commission Chapter 24—Design-Build Project Contracts

PROPOSED AMENDMENT

7 CSR 10-24.100 Selection Procedures and Award Criteria. The Missouri Highways and Transportation Commission is amending sections (1), (4), and (5).

PURPOSE: This amendment removes unnecessary restrictive language.

(1) The commission will use a two- (2-)/[-] phase selection procedure for all design-build projects. If it is determined by the commission that the design-build procedure is not appropriate for a given project, based on the criteria in 7 CSR 10-24.130, the modified design-build contracting method may be utilized.

(4) Commission will base the source selection decision on a comparative assessment of proposals against all selection criteria in the solicitation. Commission may use reports and analyses prepared by others, however, the source selection decision *[shall]* represents the commission's independent judgment.

(5) The source selection decision will be documented, and the documentation will include the rationale for any business judgments and tradeoffs made or relied on, including benefits associated with additional costs. Although the rationale for the selection decision *[must be]* documented, that documentation need not quantify the tradeoffs that led to the decision.

AUTHORITY: sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] 2016. Original rule filed Aug. 15, 2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

Title 7—DEPARTMENT OF TRANSPORTATION Division 10—Missouri Highways and Transportation Commission Chapter 24—Design-Build Project Contracts

PROPOSED AMENDMENT

7 CSR 10-24.110 Solicitation Procedures for Competitive Proposals. The Missouri Highways and Transportation Commission

is amending sections (1) through (3).

PURPOSE: *This amendment removes unnecessary restrictive language.*

(1) The first phase *[shall]* consists of a short listing based on a Request for Qualification (RFQ).

(2) The second phase *[shall]* consists of the receipt and evaluation of price and technical proposals in response to a Request for Proposal (RFP).

(3) The commission may include the following items in any phase one solicitation:

(D) *[The requirement of a]*A detailed disadvantaged business enterprise (DBE) participation plan including:

1. Information describing the experience of the proposer in meeting DBE participation goals;

2. How the proposer will meet the commission DBE participation goal; and

3. Such other qualifications that the commission considers to be in the best interest of the state as stated in the RFQ;

(E) The phase one evaluation factors and their relative weights, including:

1. Technical approach (but not detailed design or technical information);

2. Technical qualifications, such as:

A. Specialized experience and technical competence;

B. The capability of proposers to perform, including key personnel; and

C. Past performance of the members of the proposer's team, including the architect-engineer and construction members;

3. Other appropriate factors, excluding cost or price related factors which are not permitted in phase one; and

AUTHORITY: *sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] 2016. Emergency rule filed Oct. 17, 2005, effective Oct. 27, 2005, expired April 25, 2006. Original rule filed Aug. 15, 2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.*

PUBLIC COST: *This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

PRIVATE COST: *This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

NOTICE TO SUBMIT COMMENTS: *Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission**

Chapter 24—Design-Build Project Contracts

PROPOSED AMENDMENT

7 CSR 10-24.120 Past Performance. The Missouri Highways and Transportation Commission is deleting section (6) and renumbering section (7).

PURPOSE: *This amendment removes an unnecessary section regarding a proposer without a record of past performance for which to be evaluated.*

[(6) In the case of a proposer without a record of relevant past performance or for whom information on past performance is not available, the proposer may not be evaluated favorably or unfavorably on past performance.]

[(7)](6) The commission may use any existing prequalification procedures for either construction or engineering design firms as a supplement to the procedures in this section.

AUTHORITY: *sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] 2016. Emergency rule filed Oct. 17, 2005, effective Oct. 27, 2005, expired April 25, 2006. Original rule filed Aug. 15, 2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.*

PUBLIC COST: *This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

PRIVATE COST: *This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

NOTICE TO SUBMIT COMMENTS: *Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission**

Chapter 24—Design-Build Project Contracts

PROPOSED AMENDMENT

7 CSR 10-24.140 Tradeoffs in Design-Build Contracting. The Missouri Highways and Transportation Commission is amending section (2).

PURPOSE: *This amendment removes unnecessary restrictive language.*

(2) If the commission uses a tradeoff technique, the following *[will apply]* **is to be clearly stated in the solicitation:**

(A) All evaluation factors and significant subfactors that affect contract award and the factor's relative importance *[must be clearly stated in the solicitation]*; and

(B) *[The solicitation must also state, at a minimum, w/Whether all evaluation factors other than cost or price, when combined, are:*

1. Significantly more important than cost or price; or
2. Approximately equal in importance to cost or price; or
3. Significantly less important than cost or price.

AUTHORITY: *sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] 2016. Original rule filed Aug. 15, 2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.*

PUBLIC COST: *This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 24—Design-Build Project Contracts**

PROPOSED AMENDMENT

7 CSR 10-24.200 Proposal Evaluation Factors. The Missouri Highways and Transportation Commission is amending section (1) and subsection (2)(C), and deleting subsection (2)(B).

PURPOSE: This amendment removes unnecessary restrictive language.

(1) The commission will select proposal evaluation factors **and significant subfactors** for each design-build and modified design-build project, **which will be clearly stated in the solicitation.**

(2) Limitations on the Selection and Use of Proposal Evaluation Factors Are as Follows:

[(B) All factors and significant subfactors that will affect contract award and their relative importance must be stated clearly in the solicitation;]

[(C)](B) Disadvantaged Business Enterprise (DBE) commitments exceeding the commission's stated goal will not be used as a proposal evaluation factor in determining the successful proposer.

AUTHORITY: sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] 2016. Original rule filed Aug. 15, 2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 24—Design-Build Project Contracts**

PROPOSED AMENDMENT

7 CSR 10-24.210 Process to Review, Rate, and Score Proposals.

The Missouri Highways and Transportation Commission is amending section (3).

PURPOSE: This amendment removes unnecessary restrictive language.

(3) *[The commission may conduct evaluations using a]Any rating method or combination of methods, including, **but not limited to**, color or adjectival ratings, numerical weights, and ordinal rankings, may be used when proposal evaluations are conducted to determine the relative strengths, deficiencies, weaknesses, and risks of the proposal. [The relative strengths, deficiencies, significant weaknesses, and risks supporting proposal evaluation must be documented in the contract file.]*

AUTHORITY: sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] 2016. Original rule filed Aug. 15, 2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 24—Design-Build Project Contracts**

PROPOSED AMENDMENT

7 CSR 10-24.300 Information Exchange, General. The Missouri Highways and Transportation Commission is amending sections (1) and (2).

PURPOSE: This amendment incorporates federal statutes, and removes unnecessary restrictive wording.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

(1) Verbal or written information exchanges, prior to the release of the Request for Proposal (RFP) document, must be consistent with state and/or local procurement integrity requirements, as well as those provided in Title 23, *Code of Federal Regulations* (CFR) 636.115 and 7 CSR 10-24.070. Title 23 CFR section 636.115 is incorporated by reference into and made a part of this rule as published by the United States Superintendent of Documents, 732 N Capitol Street NW, Washington, D.C. 20402-0001, website: <http://bookstore.gpo.gov> on January 1, 2012. This rule does not incorporate any subsequent

amendments or additions to the Code of Federal Regulations in 23 CFR 636.115.

(2) Information exchange may be used at different points after the release of the RFP document. The following table summarizes the types of communications that will be discussed in 7 CSR 10-24.310 through 7 CSR 10-24.330. These communication methods are optional.

Type of Information Exchange	When	Purpose	Parties Involved
(1) Clarifications	After receipt of proposal.	Used when award without discussions is contemplated. Used to clarify certain aspects of a proposal (resolve minor errors, obtain additional past performance information, etc.).	Any offeror whose proposal is not clear to the commission.
(2) Communications	After receipt of proposals, prior to the establishment of the competitive range.	Used to address issues which might prevent a proposal from being placed in the competitive range.	Only those proposers whose exclusion from, or inclusion in, the competitive range is uncertain. All proposers whose past performance information is the determining factor preventing them from being placed in the competitive range.
(3) Discussions	After receipt of proposals and after determination of the competitive range.	Enhance commission understanding of proposals and proposers understanding of scope of work. Facilitate the evaluation process.	<i>[Must]</i> Will be held with all proposers in the competitive range.

AUTHORITY: sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] 2016. Original rule filed Aug. 15, 2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 24—Design-Build Project Contracts**

PROPOSED AMENDMENT

7 CSR 10-24.330 Discussions. The Missouri Highways and Transportation Commission is amending subsection (6)(A), and sections (8), (9), (10), and (11).

PURPOSE: This amendment removes unnecessary restrictive wording.

(6) In competitive acquisitions, the solicitation will notify proposers of the commission's intent to use or not use discussions. The solicitation will either:

(A) Notify proposers that discussions may *[or may not]* be held depending on the quality of the proposals received (except clarifications may be used as described in 7 CSR 10-24.300). Therefore, the

proposer's initial proposal should contain the proposer's best terms from a cost or price and technical standpoint; or

(8) The commission may inform a proposer during discussion that its price is considered to be too high, or too low, and reveal the results of the analysis supporting that conclusion. At the commission's discretion, the commission may *indicate to* notify all proposers the estimated cost for the project determined at a point subsequent to the cost estimate published as part of the public notice of Request for Qualifications *[provided by section 227.107.18, RSMo]*.

(9) Final Proposal Revisions as a Result of Discussions.

(A) The commission may request or allow final proposal revisions to clarify and document understandings reached during discussions. At the conclusion of discussions, each proposer *[shall be given an opportunity to]* may submit a final proposal revision in writing.

(B) The commission will establish a common cut-off date only for receipt of final proposal revisions. *[Requests for final proposal revisions shall advise proposers that the final proposal revisions shall be in writing and of the intent to make award without obtaining further revisions.]*

(10) The commission may further narrow the competitive range if a proposer originally in the competitive range is no longer considered to be among the most highly rated proposers being considered for award. That proposer may be eliminated from the competitive range whether or not all material aspects of the proposal have been discussed, or whether or not the proposer has been afforded an opportunity to submit a proposal revision. The [C]ommission will provide a proposer excluded from the competitive range with a written determination and notice that proposal revisions will not be considered.

(11) The commission may determine a need to hold more than one (1) round of discussions with proposers, but only at the conclusion of discussions will the proposers be requested to submit a final proposal revision, also called best and final offer (BAFO). Thus, regardless of the length or number of discussions, there will be only one (1) request for a final revised proposal (i.e., only one (1) BAFO) with the intent to make award without obtaining further revisions.

AUTHORITY: sections 226.020, [RSMo 2000 and] 226.030, and 227.107, RSMo [Supp. 2004] 2016. Original rule filed Aug. 15, 2005, effective Feb. 28, 2006. Amended: Filed Dec. 5, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 1—Organization and Administration**

PROPOSED RESCISSION

11 CSR 45-1.040 Enrollment of Attorneys and Scope of Practice.

This rule established the procedure for an attorney to file an appearance before the commission.

PURPOSE: This rule is being rescinded because it is unnecessary since existing statutes and Supreme Court Rules already establish these procedures.

AUTHORITY: sections 313.004 and 313.805, RSMo Supp. 1993. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 4—Licenses**

PROPOSED RESCISSION

11 CSR 45-4.070 Competitiveness Standards. This rule established competitiveness standards.

PURPOSE: This rule is being rescinded because it duplicates standards set forth in sections 313.805(1) and 313.812, RSMo.

AUTHORITY: sections 313.004 and 313.800–313.850, RSMo 2000 and Supp. 2007. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Amended: Filed Dec. 3, 2007, effective May 30, 2008. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 4—Licenses**

PROPOSED RESCISSION

11 CSR 45-4.430 Waiver of Requirements. This rule established the process for waiver of licensing requirements.

PURPOSE: This rule is being rescinded because it duplicates the authority granted in 11 CSR 45-1.100.

AUTHORITY: sections 313.004 and 313.805, RSMo 1994. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Emergency amendment filed Dec. 20, 1994, effective Dec. 30, 1994, expired April 27, 1995. Amended: Filed Jan. 21, 1997, effective Aug. 30, 1997. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 5—Conduct of Gaming**

PROPOSED RESCISSION

11 CSR 45-5.020 Posting of Address of Commission. This rule required the posting of the commission's address.

PURPOSE: This rule is being rescinded because it is unnecessary, in that this information is accessible to the public through multiple sources.

AUTHORITY: sections 313.004 and 313.805, RSMo Supp. 1993. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, com-

ments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 5—Conduct of Gaming**

PROPOSED RESCISSION

11 CSR 45-5.250 Finder's Fees. This rule established guidelines for finder's fees.

PURPOSE: This rule is being rescinded because the matters addressed in this rule would be examined by investigations authorized by existing statutes and rules.

AUTHORITY: sections 313.004 and 313.805, RSMo 1994. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Amended: Filed May 13, 1998, effective Oct. 30, 1998. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 5—Conduct of Gaming**

PROPOSED RESCISSION

11 CSR 45-5.280 Forfeiture of Illegal Winnings. This rule established the procedure under section 313.832, RSMo for the commission to seize winnings won by excluded persons under section 313.805(7), RSMo, including disassociated persons under 11 CSR 45-17; in exchange for a bribe intended to affect the outcome of a gambling game under 313.832.1(1), RSMo; or in violation of sections 313.800 to 313.840, RSMo.

PURPOSE: This rule is being rescinded because it duplicates authority granted by and procedures authorized by sections 313.832, and sections 513.600–513.660, RSMo.

AUTHORITY: section 313.832, RSMo 1994. Emergency rule filed Nov. 10, 1997, effective Nov. 20, 1997, expired May 18, 1998. Original rule filed Nov. 10, 1997, effective June 30, 1998. Amended: Filed May 13, 1998, effective Oct. 30, 1998. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 5—Conduct of Gaming**

PROPOSED RESCISSION

11 CSR 45-5.400 Junket, Junket Enterprises, Junket Representatives—Definitions. This rule established terms and definitions applicable to junkets.

PURPOSE: This rule is being rescinded because it is unnecessary to protect the integrity of gaming in Missouri.

AUTHORITY: sections 313.004 and 313.807, RSMo 2000 and section 313.805, RSMo Supp. 2010. This rule previously filed as 11 CSR 45-4.500. Original rule filed Aug. 3, 2009, effective March 30, 2010. Moved and amended: Filed March 30, 2011, effective Nov. 30, 2011. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 5—Conduct of Gaming**

PROPOSED RESCISSION

11 CSR 45-5.410 Junket Enterprise; Junket Representative; Agents; Employees—Policies and Prohibited Activities. This rule established prohibited activities applicable to junket enterprises, junket representatives, and the agents and employees thereof.

PURPOSE: This rule is being rescinded because it is unnecessary to protect the integrity of gaming in Missouri.

AUTHORITY: sections 313.004 and 313.807, RSMo 2000 and section 313.805, RSMo Supp. 2010. This rule previously filed as 11 CSR 45-4.530. Original rule filed Aug. 3, 2009, effective March 30, 2010. Moved and amended: Filed March 30, 2011, effective Nov. 30, 2011. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 5—Conduct of Gaming**

PROPOSED RESCISSION

11 CSR 45-5.420 Junket—Agreements and Final Reports. This rule established requirements for junket agreements and reports to be filed and maintained by Class B licensees.

PURPOSE: This rule is being rescinded because it is unnecessary to protect the integrity of gaming in Missouri.

AUTHORITY: sections 313.004 and 313.807, RSMo 2000 and section 313.805, RSMo Supp. 2010. This rule previously filed as 11 CSR 45-4.540. Original rule filed Aug. 3, 2009, effective March 30, 2010. Moved and amended: Filed March 30, 2011, effective Nov. 30, 2011. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 6—Operation of the Riverboat**

PROPOSED RESCISSION

11 CSR 45-6.050 Limited License. This rule established requirements for limited licenses.

PURPOSE: This rule is being rescinded because it duplicates the provisions of section 313.807, RSMo.

AUTHORITY: sections 313.004, 313.805 and 313.807, RSMo Supp. 1993. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 6—Operation of the Riverboat**

PROPOSED RESCISSION

11 CSR 45-6.060 Excursions During Inclement Weather or Mechanical Difficulties. This rule established procedures for boat operations in inclement weather or when there were mechanical difficulties.

PURPOSE: This rule is being rescinded because it is obsolete, in that the excursion gambling boats are no longer under the jurisdiction of the United States Coast Guard. All existing excursion gambling boats are either continuously moored or permanently moored.

AUTHORITY: sections 313.004, 313.800 and 313.805, RSMo Supp. 1993. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 7—Security and Surveillance**

PROPOSED RESCISSION

11 CSR 45-7.140 Requests for Exemptions. This rule established the procedures for requests for exemptions.

PURPOSE: This rule is being rescinded because it duplicates the authority granted in 11 CSR 45-1.100.

AUTHORITY: sections 313.004, 313.800, 313.805 and 313.824, RSMo Supp. 1993. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 8—Accounting Records and Procedures; Audits**

PROPOSED RESCISSION

11 CSR 45-8.160 Extension of Time for Reporting. This rule established procedures for requesting an extension of time for filing reports.

PURPOSE: This rule is being rescinded because it duplicates the authority granted in 11 CSR 45-1.100.

AUTHORITY: sections 313.004, 313.800 and 313.805, RSMo Supp. 1993. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of

this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 10—Licensee's Responsibilities**

PROPOSED RESCISSION

11 CSR 45-10.070 Effect of Another Jurisdiction's Orders. This rule established procedures for review of other jurisdiction's orders.

PURPOSE: This rule is being rescinded because it duplicates the authority granted in section 313.812, RSMo.

AUTHORITY: sections 313.004, 313.800 and 313.805, RSMo Supp. 1993. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 10—Licensee's Responsibilities**

PROPOSED RESCISSION

11 CSR 45-10.080 Fair Market Value of Contracts. This rule established requirement for fair market value of contracts.

PURPOSE: This rule is being rescinded because it is unnecessary to protect the integrity of gaming in Missouri.

AUTHORITY: sections 313.004, 313.805, and 313.807, RSMo 2000 and section 313.800, RSMo Supp. 2007. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Amended: Filed May 13, 1998, effective Oct. 30, 1998. Amended: Filed Dec. 3, 2007, effective May 30, 2008. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private enti-

ties more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 10—Licensee's Responsibilities**

PROPOSED RESCISSION

11 CSR 45-10.115 List of Barred Persons. This rule established the procedures to bar persons for life from excursion gambling boats who had committed any of the acts listed under section 313.830(4), RSMo.

PURPOSE: This rule is being rescinded because it duplicates the provisions of Title 11 CSR 45-15.

AUTHORITY: sections 313.004, 313.805, and 313.830(4), RSMo 2000. Original rule filed July 2, 1997, effective Feb. 28, 1998. Amended: Filed May 13, 1998, effective Oct. 30, 1998. Amended: Filed Dec. 3, 2007, effective May 30, 2008. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 11—Taxation Regulations**

PROPOSED RESCISSION

11 CSR 45-11.170 Exemptions. This rule established tax exemptions.

PURPOSE: This rule is being rescinded because it duplicates the provisions of section 144.030, RSMo.

AUTHORITY: sections 313.004, 313.800, and 313.805, RSMo Supp. 1993. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 11—Taxation Regulations**

PROPOSED RESCISSION

11 CSR 45-11.180 Estoppel. This rule established estoppel theory.

PURPOSE: This rule is being rescinded because it is unnecessary, in that it restates legal principles established by case law.

AUTHORITY: sections 313.004, 313.800, 313.805, and 313.830, RSMo Supp. 1993. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 14—Supervision**

PROPOSED RESCISSION

11 CSR 45-14.010 Policy. This rule established a policy for using supervision as a proper remedy following the lapse, suspension, or revocation of an excursion gambling boat license.

PURPOSE: This rule is being rescinded because it is unnecessary, in that adequate remedies are available in the United States Bankruptcy Code.

AUTHORITY: sections 313.004, 313.800, 313.805 and 313.812,

RSMo 1994. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Amended: Filed May 13, 1998, effective Oct. 30, 1998. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 14—Supervision**

PROPOSED RESCISSION

11 CSR 45-14.020 Determination to Seek Supervisor. This rule established the standard for the commission to follow in requesting supervision.

PURPOSE: This rule is being rescinded because it is unnecessary, in that adequate remedies are available in the United States Bankruptcy Code.

AUTHORITY: sections 313.004, 313.800 and 313.805, RSMo 1994. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Amended: Filed May 13, 1998, effective Oct. 30, 1998. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 14—Supervision**

PROPOSED RESCISSION

11 CSR 45-14.030 Authority of Supervisor. This rule established

the authority of the supervisor.

PURPOSE: This rule is being rescinded because it is unnecessary, in that adequate remedies are available in the United States Bankruptcy Code.

AUTHORITY: sections 313.004 and 313.805, RSMo Supp. 1993. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 14—Supervision**

PROPOSED RESCISSION

11 CSR 45-14.040 Termination. This rule established procedure to terminate supervision.

PURPOSE: This rule is being rescinded because it is unnecessary, in that adequate remedies are available in the United States Bankruptcy Code.

AUTHORITY: sections 313.004, 313.800, 313.805 and 313.812, RSMo 1994. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Amended: Filed May 13, 1998, effective Oct. 30, 1998. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 14—Supervision**

PROPOSED RESCISSION

11 CSR 45-14.050 Distribution of Earnings to Former Legal Owners. This rule established procedure to distribute profits to former owners.

PURPOSE: This rule is being rescinded because it is unnecessary, in that adequate remedies are available in the United States Bankruptcy Code.

AUTHORITY: sections 313.004, 313.800, 313.805 and 313.812, RSMo Supp. 1993. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 16—Employee Labor Organizations**

PROPOSED RESCISSION

11 CSR 45-16.010 Definitions. This rule defined terms to be used in conjunction with this chapter regarding employee labor organizations.

PURPOSE: This rule is being rescinded because it is unnecessary to protect the integrity of gaming in Missouri, and adequate guidelines and remedies are available in existing labor laws.

AUTHORITY: section 313.805, RSMo 1994. Emergency rule filed Oct. 29, 1993, effective Nov. 8, 1993, expired March 7, 1994. Original rule filed May 6, 1996, effective Dec. 30, 1996. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission,

PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 16—Employee Labor Organizations**

PROPOSED RESCISSION

11 CSR 45-16.020 Registration Required. This rule identified the organizations and persons required to register with the commission under the provisions of this chapter.

PURPOSE: This rule is being rescinded because it is unnecessary to protect the integrity of gaming in Missouri, and adequate guidelines and remedies are available in existing labor laws.

AUTHORITY: section 313.805, RSMo 1994. Emergency rule filed Oct. 29, 1993, effective Nov. 8, 1993, expired March 7, 1994. Original rule filed May 6, 1996, effective Dec. 30, 1996. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 16—Employee Labor Organizations**

PROPOSED RESCISSION

11 CSR 45-16.030 Registration Exemption. This rule allowed the commission to exempt certain persons or entities from the requirements of this chapter.

PURPOSE: This rule is being rescinded because it is unnecessary to protect the integrity of gaming in Missouri, and adequate guidelines and remedies are available in existing labor laws.

AUTHORITY: section 313.805, RSMo 1994. Emergency rule filed Oct. 29, 1993, effective Nov. 8, 1993, expired March 7, 1994. Original rule filed May 6, 1996, effective Dec. 30, 1996. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 16—Employee Labor Organizations**

PROPOSED RESCISSION

11 CSR 45-16.040 Information Required of Local Labor Organization. This rule set forth the specific information that was required to be submitted to the commission by local labor organizations.

PURPOSE: This rule is being rescinded because it is unnecessary to protect the integrity of gaming in Missouri, and adequate guidelines and remedies are available in existing labor laws.

AUTHORITY: section 313.805, RSMo 1994. Emergency rule filed Oct. 29, 1993, effective Nov. 8, 1993, expired March 7, 1994. Original rule filed May 6, 1996, effective Dec. 30, 1996. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 16—Employee Labor Organizations**

PROPOSED RESCISSION

11 CSR 45-16.050 Information Required of Listed Labor Organization Personnel. This rule set forth the specific information that was required to be provided to the commission by personnel listed by a labor organization.

PURPOSE: This rule is being rescinded because it is unnecessary to protect the integrity of gaming in Missouri, and adequate guidelines and remedies are available in existing labor laws.

AUTHORITY: section 313.805, RSMo 1994. Emergency rule filed

Oct. 29, 1993, effective Nov. 8, 1993, expired March 7, 1994. Original rule filed May 6, 1996, effective Dec. 30, 1996. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 16—Employee Labor Organizations**

PROPOSED RESCISSION

11 CSR 45-16.060 Commission May Require Certain Persons to Provide Information. This rule allowed the commission the discretion to require certain persons to comply with the provisions of this chapter.

PURPOSE: This rule is being rescinded because it has not been found to be needed in the time it has been in effect.

AUTHORITY: section 313.805, RSMo 1994. Emergency rule filed Oct. 29, 1993, effective Nov. 8, 1993, expired March 7, 1994. Original rule filed May 6, 1996, effective Dec. 30, 1996. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 16—Employee Labor Organizations**

PROPOSED RESCISSION

11 CSR 45-16.070 Required Revisions of List. This rule established when revisions to the list were to be filed.

PURPOSE: This rule is being rescinded because it is unnecessary to protect the integrity of gaming in Missouri, and adequate guidelines and remedies are available in existing labor laws.

AUTHORITY: section 313.805, RSMo 1994. Original rule filed May 6, 1996, effective Dec. 30, 1996. Amended: Filed May 13, 1998, effective Oct. 30, 1998. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 16—Employee Labor Organizations**

PROPOSED RESCISSION

11 CSR 45-16.080 Interest in Class A Licensee Prohibited. This rule prohibited labor organizations and their personnel from owning an interest in the gaming licensee whose employees they represented.

PURPOSE: This rule is being rescinded because it is unnecessary to protect the integrity of gaming in Missouri, and adequate guidelines and remedies are available in existing labor laws.

AUTHORITY: section 313.805, RSMo 1994. Original rule filed May 6, 1996, effective Dec. 30, 1996. Amended: Filed May 13, 1998, effective Oct. 30, 1998. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 16—Employee Labor Organizations**

PROPOSED RESCISSION

11 CSR 45-16.090 Failure to Comply—Consequences. This rule

established the consequences for failure of complying with the provisions of this chapter.

PURPOSE: This rule is being rescinded because it is unnecessary to protect the integrity of gaming in Missouri, and adequate guidelines and remedies are available in existing labor laws.

AUTHORITY: section 313.805, RSMo 1994. Original rule filed May 6, 1996, effective Dec. 30, 1996. Amended: Filed May 13, 1998, effective Oct. 30, 1998. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30—Bingo**

PROPOSED RESCISSION

11 CSR 45-30.500 Bingo on Military Installations. This rule informed the public of the status of the bingo tax on military installations.

PURPOSE: This rule is being rescinded because it duplicates provisions of federal law that exempts military installations from state regulations.

AUTHORITY: section 313.065, RSMo Supp. 1996. Emergency rule filed June 21, 1994, effective July 1, 1994, expired Oct. 28, 1994. Emergency rule filed Oct. 19, 1994, effective Oct. 29, 1994, expired Feb. 25, 1995. Original rule filed July 11, 1994, effective Jan. 29, 1995. Amended: Filed Dec. 13, 1996, effective June 30, 1997. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 31—Hearings**

PROPOSED RESCISSION

11 CSR 45-31.005 Procedures for Disciplinary Actions and Hearings. This rule established the procedures for proposed disciplinary actions and the hearings contesting such actions.

PURPOSE: This rule is being rescinded because it duplicates the provisions of Title II CSR 45-13 and Chapter 621, RSMo.

AUTHORITY: sections 313.052, RSMo 1994 and 313.065, RSMo Supp. 1999. Original rule filed Nov. 10, 1998, effective June 30, 1999. Amended: Filed Oct. 4, 2000, effective May 30, 2001. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 60—Commission and Commission Officials**

PROPOSED RESCISSION

11 CSR 45-60.010 Commission Officials. This rule set forth the officials who would be employed by the Horse Racing Commission.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: sections 313.520.3. and 313.560, RSMo 1986. This rule originally filed as 12 CSR 50-20.010. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to II CSR 45-60.010, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments

must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 60—Commission and Commission Officials**

PROPOSED RESCISSION

11 CSR 45-60.020 Judges. This rule set forth the duties, responsibilities, and powers of the commission judges.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-20.020. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-60.020, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 60—Commission and Commission Officials**

PROPOSED RESCISSION

11 CSR 45-60.025 Stewards. This rule set forth the duties and responsibilities of the stewards.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: sections 313.520.3., 313.560.5. and 313.560.7., RSMo 1986. This rule originally filed as 12 CSR 50-20.025. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-60.025, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the

aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 60—Commission and Commission Officials**

PROPOSED RESCISSION

11 CSR 45-60.030 Commission Veterinarian. This rule set forth the duties, responsibilities, and powers of the commission's veterinarian.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.520.3., RSMo 1986. This rule originally filed as 12 CSR 50-20.030. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Amended: Filed Oct. 13, 1987, effective Jan. 14, 1988. Moved to 11 CSR 45-60.030, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 60—Commission and Commission Officials**

PROPOSED RESCISSION

11 CSR 45-60.040 Commission Laboratory. This rule authorized the executive director to contract with a laboratory as the commission laboratory.

PURPOSE: This rule is being rescinded because it is unnecessary, in

that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.560(5), RSMo 1986. This rule originally filed as 12 CSR 50-20.040. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-60.040, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 60—Commission and Commission Officials**

PROPOSED RESCISSION

11 CSR 45-60.050 Suspensions. This rule set forth the actions which were to be taken by the judges whenever any licensee had been suspended by the commission.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-20.050. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-60.050, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 60—Commission and Commission Officials**

PROPOSED RESCISSION

11 CSR 45-60.055 Effect of Suspension or Revocation on Spouse. This rule applied suspensions, revocations and/or denials of licenses to a licensee's household.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-20.055. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-60.055, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 60—Commission and Commission Officials**

PROPOSED RESCISSION

11 CSR 45-60.060 Conflict Between U.S.T.A. and Commission Rules. This rule established the commission's rules which took precedence over the rules of the United States Trotting Association.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-20.060. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-60.060, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 61—Association Officials**

PROPOSED RESCISSION

11 CSR 45-61.010 General Considerations. This rule set forth the officials which associations were to provide for harness race meetings and the requirements for the officials.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.520.4., RSMo 1986. This rule originally filed as 12 CSR 50-30.010. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-61.010, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 61—Association Officials**

PROPOSED RESCISSION

11 CSR 45-61.015 Thoroughbred Association Officials. This rule set forth the officials which associations were to provide for the thoroughbred and quarterhorse race meetings.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed

as 12 CSR 50-30.015. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-61.015, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 61—Association Officials**

PROPOSED RESCISSION

11 CSR 45-61.020 Racing Secretary. This rule set forth the duties, responsibilities, and powers of the racing secretary.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-30.020. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-61.020, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 61—Association Officials**

PROPOSED RESCISSION

11 CSR 45-61.021 Racing Secretary (Thoroughbred). This rule set

forth the duties of the racing secretary.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-30.021. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to II CSR 45-61.021, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 61—Association Officials**

PROPOSED RESCISSION

11 CSR 45-61.022 Paddock Judge—Thoroughbred. This rule set forth the duties of the paddock judge.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-30.022. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to II CSR 45-61.022, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
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Chapter 61—Association Officials**

PROPOSED RESCISSION

11 CSR 45-61.023 Horse Identifier—Thoroughbred. This rule set forth the duties of the horse identifier.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-30.023. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to II CSR 45-61.023, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 61—Association Officials**

PROPOSED RESCISSION

11 CSR 45-61.024 Clerk of the Scales. This rule set forth the duties of the clerk of the scales.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-30.024. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to II CSR 45-61.024, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission,

PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
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Chapter 61—Association Officials**

PROPOSED RESCISSION

11 CSR 45-61.025 Starter. This rule set forth the duties of the starter.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-30.025. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-61.025, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
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Chapter 61—Association Officials**

PROPOSED RESCISSION

11 CSR 45-61.026 Timer. This rule set forth the duties of the timer.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-30.026. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-61.026, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
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Chapter 61—Association Officials**

PROPOSED RESCISSION

11 CSR 45-61.027 Patrol and Placing Judges. This rule set forth the duties of the patrol and placing judges.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-30.027. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-61.027, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
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Chapter 61—Association Officials**

PROPOSED RESCISSION

11 CSR 45-61.028 Association Veterinarian. This rule set forth the duties of the association veterinarian.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed

as 12 CSR 50-30.028. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-61.028, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 61—Association Officials**

PROPOSED RESCISSION

11 CSR 45-61.029 Jockey Room Custodian and Valet Attendants. This rule set forth the duties of the jockey room custodian and valet attendants.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-30.029. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-61.029, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 61—Association Officials**

PROPOSED RESCISSION

11 CSR 45-61.030 Adoption of Rule 6 of U.S.T.A.. This rule adopt-

ed rule 6 of the United States Trotting Association which set forth the responsibilities, duties, and powers of association officials.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-30.030. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-61.030, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 62—Permit Holders**

PROPOSED RESCISSION

11 CSR 45-62.010 General Requirements. This rule required permit holders to accept, observe, and enforce the rules of the commission.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.010. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.010, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled

for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 62—Permit Holders**

PROPOSED RESCISSION

11 CSR 45-62.020 Commission Offices. This rule required each association to furnish office space for the commission.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.020. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.020, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 62—Permit Holders**

PROPOSED RESCISSION

11 CSR 45-62.030 Ejection. This rule required associations to honor ejection orders of the commission.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.030. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.030, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
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PROPOSED RESCISSION

11 CSR 45-62.035 Stands for Officials—Thoroughbred and Quarter Horse. This rule set forth the requirements for stands for officials at association tracks.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.035. Original rule filed Oct. 16, 1986, effective Feb. 12, 1987. Moved to 11 CSR 45-62.035, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
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Chapter 62—Permit Holders**

PROPOSED RESCISSION

11 CSR 45-62.040 Racing Surfaces. This rule set forth the requirements for racing surfaces on association tracks.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.040. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.040, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 62—Permit Holders**

PROPOSED RESCISSION

11 CSR 45-62.050 Public Information. This rule set forth the requirements for public information which must be provided by the association.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.050. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.050, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 62—Permit Holders**

PROPOSED RESCISSION

11 CSR 45-62.055 Program. This rule required publication of specific information in the daily racing program.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.055. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.055, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
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PROPOSED RESCISSION

11 CSR 45-62.060 Numbers of Races per Performance. This rule set the number of races per performance.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.060. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.060, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
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PROPOSED RESCISSION

11 CSR 45-62.070 Appointment of Racing Officials and Department Heads. This rule required associations to report a list of their association racing officials and department heads to the commission.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.070. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.070, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
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PROPOSED RESCISSION

11 CSR 45-62.080 Trust Funds. This rule established the horsemen's bookkeeper funds as trust funds.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.080. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.080, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 62—Permit Holders**

PROPOSED RESCISSION

11 CSR 45-62.090 Condition Book. This rule required a first condition book and additions to the condition books.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.090. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.090, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.100 Photo-Finish Equipment. This rule required photo-finishing equipment to be provided by the association.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.100. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3,

1986, effective Jan. 12, 1987. Moved to II CSR 45-62.100, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.110 VTR Equipment. This rule required the association to furnish video tape recording equipment.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.110. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to II CSR 45-62.110, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.120 Photograph Posted. This rule required a photograph or television picture of the finish of each race to be posted.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.120. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to II CSR 45-62.120, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.130 Driver's Stand. This rule required the association to provide a driver's stand.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.130. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to II CSR 45-62.130, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.140 Starting Gate. This rule required the association to maintain at least two starting gates approved by the commission.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.140. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.140, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.145 Distance Poles (Thoroughbred and Quarter Horse). This rule required the association to provide distance poles.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.145. Original rule filed Oct. 16, 1986, effective Feb. 12, 1987. Moved to 11 CSR 45-62.145, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition

to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.150 Detention Enclosure. This rule required the association to provide detention enclosures.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.150. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.150, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.160 Grounds' Facilities, Water and Sewage. This rule set forth the requirements on the association for insect control, water and sewage, stalls, paddock equipment, isolation facilities and receiving barns.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.160. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3,

1986, effective Jan. 12, 1987. Moved to II CSR 45-62.160, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.170 Safety and Medical Aid. This rule required the association to maintain ambulances during racing or exercising of horses.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.170. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to II CSR 45-62.170, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.180 Fire Protection. This rule set forth the prohibi-

tions the association had to enforce concerning fire protection.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.180. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to II CSR 45-62.180, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.190 Stable and Ground Security. This rule set forth the requirements that each association had to follow concerning the stable and ground security.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.190. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Amended: Filed Oct. 13, 1987, effective Jan. 14, 1988. Moved to II CSR 45-62.190, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled

for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.200 Electric Timing Device. This rule required the association to use an electric timing device approved by the commission.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.200. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.200, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.205 Lighting. This rule set forth the standards for lighting at association tracks.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.205. Original rule filed Oct. 16, 1986, effective Feb. 12, 1987. Moved to 11 CSR 45-62.205, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.210 Patrol Judge's Communication. This rule required the association to provide communication between the patrol judge's station and the judges.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.210. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.210, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.220 Hippodroming Ban. This rule banned hippodroming.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.220. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.220, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.230 Communication System. This rule required the association to provide a communication system between the judge's stand and the pari-mutuel plant.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.230. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.230, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.240 Primary and Secondary Liability. This rule made Class A licensees primarily liable for certain facilities and equipment and made associations secondarily liable for providing that same equipment.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.240. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Amended: Filed Oct. 13, 1987, effective Jan. 14, 1988. Moved to 11 CSR 45-62.240, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-62.250 Listening Devices. This rule allowed transmission or receiving equipment on an association premises only under supervision of the association director of security.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.250. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-62.250, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission,

PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 62—Permit Holders**

PROPOSED RESCISSION

11 CSR 45-62.260 Payment of Purses. This rule required permit holders to withhold payment of purses.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-40.260. Original rule filed Oct. 16, 1986, effective Feb. 12, 1987. Moved to 11 CSR 45-62.260, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 65—Class C Licenses**

PROPOSED RESCISSION

11 CSR 45-65.010 General Provisions for Class C Licenses. This rule established criteria for issuance of Class C (occupational) licenses.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.640, RSMo 1986. This rule originally filed as 12 CSR 50-50.010. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-65.010, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 65—Class C Licenses**

PROPOSED RESCISSION

11 CSR 45-65.020 Specific Licenses. This rule required standards of applicants for specific licenses.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.640, RSMo 1986. This rule originally filed as 12 CSR 50-50.020. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-65.020, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 65—Class C Licenses**

PROPOSED RESCISSION

11 CSR 45-65.030 Fees. This rule established fees for Class C (occupational) licenses.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is

being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.640.2, RSMo 1986. This rule originally filed as 12 CSR 50-50.030. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Amended: Filed Oct. 13, 1987, effective Jan. 14, 1988. Moved to 11 CSR 45-65.030, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 65—Class C Licenses**

PROPOSED RESCISSION

11 CSR 45-65.035 Prohibited Acts. This rule prohibited certain types of conduct by Class C licensees.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.640, RSMo 1986. This rule originally filed as 12 CSR 50-50.035. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-65.035, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 65—Class C Licenses**

PROPOSED RESCISSION

11 CSR 45-65.040 Duties of Specific Licensees. This rule established duties and responsibilities of specific categories of Class C (occupational) licensees.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.640, RSMo 1986. This rule originally filed as 12 CSR 50-50.040. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Amended: Filed Oct. 13, 1987, effective Jan. 14, 1988. Amended: Filed Dec. 28, 1987, effective June 11, 1988. Moved to 11 CSR 45-65.040, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 67—Patrons**

PROPOSED RESCISSION

11 CSR 45-67.010 Ejection of Patrons. This rule empowered associations to eject patrons who were interfering with the conduct of the meeting or who interfered with the honesty and integrity of racing. The commission could also order the ejection of patrons or licensees as provided by section 313.560(4).

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.560(4), RSMo 1986. This rule originally filed as 12 CSR 50-60.010. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-67.010, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 70—Conduct of Races**

PROPOSED RESCISSION

11 CSR 45-70.010 Rules of Racing—Harness. This rule adopted rules of racing for harness racing.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-70.010. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 16, 1986, effective Feb. 12, 1987. Moved to 11 CSR 45-70.010, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 70—Conduct of Races**

PROPOSED RESCISSION

11 CSR 45-70.011 Rules of Racing—Thoroughbred and Quarter Horse. This rule adopted rules for the conduct of thoroughbred and quarter horse racing and related subjects.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-70.011. Original rule filed Oct. 16, 1986, effective Feb. 12, 1987. Moved to 11 CSR 45-70.011, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 70—Conduct of Races**

PROPOSED RESCISSION

11 CSR 45-70.012 Claiming. This rule set forth rules for claiming races and claiming of horses.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-70.012. Original rule filed Oct. 16, 1986, effective Feb. 12, 1987. Moved to 11 CSR 45-70.012, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 70—Conduct of Races**

PROPOSED RESCISSION

11 CSR 45-70.040 Bleeder List. This rule set the requirements for

a bleeder list.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: sections 313.540 and 313.700, RSMo 1986. This rule originally filed as 12 CSR 50-70.040. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-70.040, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 80—Pari-Mutuel Wagering Systems**

PROPOSED RESCISSION

11 CSR 45-80.010 General. This rule required the association to use totalisator systems approved by the commission and allowed the commission to test the systems prior to and during the meeting. The rule also provided details of the records which were to be maintained by the mutuels' manager.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.010. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.010, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of

this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 80—Pari-Mutuel Wagering Systems**

PROPOSED RESCISSION

11 CSR 45-80.020 Pools Authorized. This rule authorized the various wagering pools and defined gross pool and net pool for each.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.020. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. For intervening history, please consult the *Code of State Regulations*. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 80—Pari-Mutuel Wagering Systems**

PROPOSED RESCISSION

11 CSR 45-80.030 Win Pool. This rule set forth the definitions and calculations of the win pool.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.030. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.030, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 80—Pari-Mutuel Wagering Systems**

PROPOSED RESCISSION

11 CSR 45-80.040 Place Pool. This rule set forth the definitions and calculations of the place pool.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.040. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.040, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 80—Pari-Mutuel Wagering Systems**

PROPOSED RESCISSION

11 CSR 45-80.050 Show Pool. This rule set forth the definitions and calculations of the show pool.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed

as 12 CSR 50-80.050. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.050, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 80—Pari-Mutuel Wagering Systems**

PROPOSED RESCISSION

11 CSR 45-80.060 Daily Double Pool. This rule set forth the definitions and calculations of the daily double pool.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.060. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.060, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 80—Pari-Mutuel Wagering Systems**

PROPOSED RESCISSION

11 CSR 45-80.070 Quinella Pool. This rule set forth the definitions

and calculations of the quinella pool.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.070. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.070, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 80—Pari-Mutuel Wagering Systems**

PROPOSED RESCISSION

11 CSR 45-80.080 Exacta Pool (also Known as Perfecta). This rule set forth the definitions and calculations of the exacta or perfecta pool.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.080. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.080, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri

Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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Division 45—Missouri Gaming Commission
Chapter 80—Pari-Mutuel Wagering Systems**

PROPOSED RESCISSION

11 CSR 45-80.090 Trifecta (Triple) Pool. This rule set forth the definitions and calculations of the trifecta pool.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.090. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.090, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.091 Twin Trifecta (Double Triple) Pool. This rule set forth the definitions and calculations of the twin trifecta pool.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.091. Emergency rule filed July 14, 1987, effective July 24, 1987, expired Sept. 30, 1987. Original rule filed July 14, 1987, effective Nov. 12, 1987. Moved to 11 CSR 45-80.091, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.100 Refunds. This rule set forth the conditions for refunds.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.100. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.100, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.110 Race Cancelled. This rule set forth the affect of cancelled races on the wagering pools.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed

as 12 CSR 50-80.110. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.110, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.120 Totalisator Breakdown. This rule set forth the affect of totalisator breakdown on the wagering pool.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.120. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.120, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.130 Minimum Wager and Payoff. This rule set forth

the minimum wager and the minimum payoff for wagering.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.130. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.130, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.140 Odds or Payoffs Posted. This rule required the posting of odds and payoffs.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.140. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.140, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.150 Betting Explanation. This rule required associations to publish betting explanations.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.150. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.150, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.160 Pools Dependent Upon Entries. This rule allowed associations to prohibit certain pools when there were less than certain number of entries.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.160. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.160, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.170 Pari-Mutuel Ticket Sales. This rule set forth the requirements of claims and refunds on pari-mutuel tickets.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.170. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.170, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.180 Payment. This rule set forth the payment requirements for pari-mutuel tickets.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.180. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3,

1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.180, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.190 Responsibility for Posting Results. This rule required the association to be responsible for the correctness of all payoff prices posted as official.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.190. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.190, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.200 Verification of Payoffs. This rule required verification of payoffs.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.200. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to II CSR 45-80.200, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.210 Over and Under Payments of Payoffs. This rule set forth the procedures for over and under payments of payoffs.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.210. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to II CSR 45-80.210, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.220 Coupled Betting Interests. This rule defined coupled betting interests.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.220. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to II CSR 45-80.220, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.230 Emergency Situations. This rule allowed the pari-mutuel manager to make decisions in emergency situations.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.230. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to II CSR 45-80.230, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.240 Totalisator Employees. This rule required totalisator employees to report irregularities or wrongdoings.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.240. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-80.240, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

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PROPOSED RESCISSION

11 CSR 45-80.250 Remission of Outs and Breakage. This rule set forth the requirements for the payment to the state by associations for uncashed pari-mutuel tickets (outs) and breakage.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: section 313.540, RSMo 1986. This rule originally filed as 12 CSR 50-80.250. Emergency rule filed June 20, 1986, effective June 30, 1986, expired Oct. 13, 1986. Original rule filed Oct. 3,

1986, effective Jan. 12, 1987. Amended: Filed July 12, 1988, effective Nov. 11, 1988. Moved to 11 CSR 45-80.250, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 90—Hearing Rules**

PROPOSED RESCISSION

11 CSR 45-90.010 Judges' Summary Hearings. This rule defined the authority of the judges to hold summary hearings and to prescribe the procedure for those hearings.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: sections 313.540, 313.650.2 and 313.650.3, RSMo 1986. This rule originally filed as 12 CSR 50-90.010. Emergency rule filed July 18, 1986, effective July 28, 1986, expired Nov. 15, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-90.010, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 90—Hearing Rules**

PROPOSED RESCISSION

11 CSR 45-90.020 Appeal of the Decision of the Judges. This rule provided for an appeal to the commission from a judge's hearing and set the requirements for the notice of appeal.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: sections 313.540 and 313.650.3, RSMo 1986. This rule originally filed as 12 CSR 50-90.020. Emergency rule filed July 18, 1986, effective July 28, 1986, expired Nov. 15, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-90.020, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 90—Hearing Rules**

PROPOSED RESCISSION

11 CSR 45-90.030 Appeals to the Commission to be Heard De Novo. This rule designated appeals to the commission as de novo hearings and required transcripts.

PURPOSE: This rule is being rescinded because it is unnecessary, in that currently no horse racing operations or pari-mutuel wagering is being conducted in the state. Since the adoption of this rule, the commission has never received any application to conduct a horse racing or pari-mutuel wagering operation in Missouri.

AUTHORITY: sections 313.650.2 and 313.650.3, RSMo 1986. This rule originally filed as 12 CSR 50-90.030. Emergency rule filed July 18, 1986, effective July 28, 1986, expired Nov. 15, 1986. Original rule filed Oct. 3, 1986, effective Jan. 12, 1987. Moved to 11 CSR 45-90.030, effective Aug. 28, 1995. Rescinded: Filed Dec. 7, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for Tuesday, February 20, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2150—State Board of Registration for the
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and
Physical Therapist Assistants**

PROPOSED AMENDMENT

20 CSR 2150-3.040 Licensing by Reciprocity—Physical Therapists. The board is amending section (1).

PURPOSE: This amendment makes it easier for qualified physical therapists to apply for reciprocity.

(1) Upon proper application, the State Board of Registration for the Healing Arts may recommend for licensure without examination legally qualified persons who—

(A) Possess an active license in any state or territory of the United States or the District of Columbia authorizing them to practice in the same manner and to the same extent as professional physical therapists are authorized to practice by this act [if the applicant has been successfully examined by any professional board considered competent by the State Board of Registration for the Healing Arts];

(B) Have [received examination scores equivalent to those set forth in 20 CSR 2150-3.030] passed an examination in physical therapy before a lawfully authorized licensing authority of another state or territory of the United States or the District of Columbia; and

(C) [Have fulfilled all the scholastic and other requirements for licensure in Missouri.] Furnish satisfactory evidence of their good moral character, educational qualifications, and professional history.

AUTHORITY: sections 334.125[, RSMo 2000] and [section] 334.687, RSMo [Supp. 2008] 2016. This rule originally filed as 4 CSR 150-3.040. Original rule filed Dec. 19, 1975, effective Dec. 29, 1975. For intervening history, please consult the Code of State Regulations. Amended: Filed Dec. 11, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the State Board of Registration for the Healing Arts, PO Box 4, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 751-3166, or via email at healingarts@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2150—State Board of Registration for the
Healing Arts**

Chapter 7—Licensing of Physician Assistants

PROPOSED AMENDMENT

20 CSR 2150-7.135 Physician Assistant Supervision Agreements. The board is amending section (1), deleting sections (3)–(7), and

renumbering as necessary.

PURPOSE: This amendment alleviates the burden on supervising physicians and physician assistants.

(1) As used in this rule, unless specifically provided otherwise, the term—

(A) Supervising physician—shall mean a physician *[so designated pursuant to 20 CSR 2150-7.100(4)]* who holds a permanent license to practice medicine in the state of Missouri and who is actively engaged in the practice of medicine, except that this shall not include physicians who hold a limited license pursuant to section 334.112, RSMo, or a temporary license pursuant to section 334.045 or 334.046, RSMo, or physicians who have retired from the practice of medicine. A physician meeting these requirements, but not so designated, may serve as a supervising physician, upon signing a physician assistant supervision agreement for times not to exceed fifteen (15) days, when the supervising physician is unavailable if so specified in the physician assistant supervision agreement. For the sole purpose of physician assistants practicing in federal facilities, the supervising physician must be licensed in the state of Missouri or lawfully practicing pursuant to federal law;

[(3) Except in an emergency situation a supervising physician as designated pursuant to 20 CSR 2150-7.100(4) or otherwise in the physician assistant supervision agreement shall at all times during patient care be readily available to the licensed physician assistant in person or via telecommunication.

(4) Unless the physician-physician assistant team has received a waiver pursuant to 20 CSR 2150-7.136, the supervising physician as designated pursuant to 20 CSR 2150-7.100(4) or otherwise in the physician assistant supervision agreement must be on-site sixty-six percent (66%) of the time that the physician assistant is practicing. This sixty-six percent (66%) on-site supervision must be provided each calendar quarter.

(5) The on-site supervision required in 20 CSR 2150-7.135(4) shall not apply when a physician assistant is making follow-up patient examinations in hospitals, patient homes, nursing homes and correctional facilities without a supervising physician's presence.

(6) A physician assistant shall be limited to practicing at locations where the supervising physician as designated pursuant to 20 CSR 2150-7.100(4) or otherwise in the physician assistant supervision agreement, is no further than thirty (30) miles by road, using the most direct route available, or in any other fashion so distanced as to create an impediment to effective intervention, supervision of patient care or adequate review of services, unless the supervising physician-physician assistant team receives a waiver pursuant to 20 CSR 2150-7.136. Physician assistants whose teams receive such waivers must practice no farther than fifty (50) miles by road, using the most direct route available from the supervising physician.

(7) No physician may be designated to serve as supervising physician for more than three (3) full-time equivalent licensed physician assistants. This limitation shall not apply to physician assistant supervision agreements of hospital employees providing in-patient care services in hospitals as defined in Chapter 197, RSMo.]

[(8)](3) Upon entering into a physician assistant supervision agreement, the supervising physician shall be familiar with the level of skill, training and the competence of the licensed physician assistant

whom the physician will be supervising. The provisions contained in the physician assistant supervision agreement between the licensed physician assistant and the supervising physician shall be within the scope of practice of the licensed physician assistant and consistent with the licensed physician assistant's skill, training, and competence.

[(9)](4) The delegated health care services provided for in the physician assistant supervision agreement shall be consistent with the scopes of practice of both the supervising physician and licensed physician assistant including, but not limited to, any restrictions placed upon the supervising physician's practice or license.

[(10)](5) The physician assistant supervision agreement between a supervising physician and a licensed physician assistant shall—

(A) Include consultation, transportation and referral procedures for patients needing emergency care or care beyond the scope of practice of the licensed physician assistant if the licensed physician assistant practices in a setting where a supervising physician is not continuously present;

(B) Include the method and frequency of review of the licensed physician assistant's practice activities;

(C) Be reviewed at least annually and revised as the supervising physician and licensed physician assistant deem necessary;

(D) Be maintained by the supervising physician and licensed physician assistant for a minimum of eight (8) years after the termination of the agreement;

(E) Be signed and dated by the supervising physician, alternate supervising physician(s), and licensed physician assistant prior to its implementation; and

(F) Contain the mechanisms for input for serious or significant changes to a patient.

[(11)](6) It is the responsibility of the supervising physician to determine and document the completion of a one (1)-month period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present. A one (1)-month period shall consist of a minimum of one hundred (100) hours in a consecutive thirty (30)-day period.

[(12)](7) It is the responsibility of the supervising physician and licensed physician assistant to jointly review and document the work, records, and practice activities of the licensed physician assistant at least once every two (2) weeks. The supervising physician must review a minimum of ten percent (10%) of the physician assistant's patients' records every two (2) weeks and have documentation supporting the review. For nursing home practice, such review shall occur at least once a month. The documentation of this review shall be available to the Board of Registration for the Healing Arts for review upon request.

[(13)](8) If any provisions of these rules are deemed by the appropriate federal or state authority to be inconsistent with guidelines for federally funded clinics, individual provisions of these rules shall be considered severable and supervising physicians and licensed physician assistants practicing in such clinics shall follow the provisions of such federal guidelines in these instances. However, the remainder of the provisions of these rules not so affected shall remain in full force and effect for such practitioners.

AUTHORITY: section 334.735, RSMo Supp. [2010] 2017. This rule originally filed as 4 CSR 150-7.135. Original rule filed Jan. 3, 1997, effective July 30, 1997. For intervening history, please consult the Code of State Regulations. Amended: Filed Dec. 11, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the State Board of Registration for the Healing Arts, PO Box 4, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 751-3166, or via email at healingarts@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2150—State Board of Registration for the
Healing Arts**

Chapter 7—Licensing of Physician Assistants

PROPOSED RESCISSION

20 CSR 2150-7.136 Request for Waiver. This rule established procedures for individual physician-physician assistant teams to apply for alternate minimum amounts of on-site supervision and maximum distance between the supervising physician and physician assistant.

PURPOSE: The rule is being rescinded since the current statute no longer requires providers to obtain a waiver before practicing thirty (30) to fifty (50) miles apart.

AUTHORITY: section 334.125, RSMo 2000 and section 334.735, RSMo Supp. 2010. Emergency rule filed Oct. 19, 2007, effective Oct. 29, 2007, expired April 25, 2008. Original rule filed Oct. 19, 2007, effective May 30, 2008. Amended: Filed April 3, 2009, effective Sept. 30, 2009. Amended: Filed Nov. 1, 2010, effective June 30, 2011. Rescinded: Filed Dec. 11, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the State Board of Registration for the Healing Arts, PO Box 4, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 751-3166, or via email at healingarts@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2150—State Board of Registration for the
Healing Arts**

Chapter 7—Licensing of Physician Assistants

PROPOSED RESCISSION

20 CSR 2150-7.137 Waiver Renewal. This rule established procedures for individual physician-physician assistant teams to renew waiver for alternate minimum amounts of on-site supervision and maximum distance between the supervising physician and physician assistant.

PURPOSE: This rule is being rescinded due to the rescission of the waiver requirement.

AUTHORITY: section 334.125, RSMo 2000 and section 334.735, RSMo Supp. 2010. Original rule filed Oct. 19, 2007, effective May 30, 2008. Amended: Filed May 9, 2008, effective Dec. 30, 2008. Amended: Filed Nov. 1, 2010, effective June 30, 2011. Rescinded: Filed Dec. 11, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the State Board of Registration for the Healing Arts, PO Box 4, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 751-3166, or via email at healingarts@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2220—State Board of Pharmacy
Chapter 2—General Rules**

PROPOSED AMENDMENT

20 CSR 2220-2.085 Electronic [Transmission of Prescription Data] Prescriptions and Medication Orders. The board is amending the title, purpose statement, amending section (1), deleting current section (2), and adding new sections (2) and (3).

PURPOSE: This amendment updates and clarifies requirements for electronic prescriptions.

PURPOSE: This rule establishes [basic guidelines to address new technology for the transmission of prescription data utilizing electronic mediums] guidelines for electronic prescriptions and medication orders.

(1) Definitions.

[(A) Electronic transmission prescription—Includes transmission of both image and data prescriptions.

(B) Electronic image transmission prescription—Any prescription order for which an exact visual image of the order is received by a pharmacy from a licensed prescriber.]

(A) Electronic image transmission—An exact visual image of a paper prescription or medication order that is electronically received by a pharmacy from a licensed prescriber or the prescriber's authorized agent (e.g., a facsimile/scan).

[(C)](B) Electronic [data transmission] prescription—Any prescription or medication order, other than an electronic image transmission [prescription], which is electronically transmitted from a licensed prescriber or the prescriber's authorized agent to a pharmacy.

[(D)](C) Electronic signature—[Means a confidential personalized digital key, code, number or other identifier used for secure electronic data transmissions which identifies and authenticates the signatory. Electronic signatures may be sent as part of an electronic transmission prescription to a pharmacy or it may be applied to a hard copy to be provided to the patient.] An exact electronic replica of the prescriber's

signature or a confidential digital key code, number, or other identifier attached to or logically associated with a record that is executed or adopted by a prescriber with the intent to sign the record.

[(2) When a prescription is transmitted to a pharmacy electronically, the following requirements must be met:

(A) The original electronic facsimile transmission (FAX) document or all information from an electronic source must be readily retrievable through the pharmacy computer system;

(B) To maintain the confidentiality of patient records, the system shall have adequate security and systems safeguards designed to prevent and detect unauthorized access, modification, or manipulation of patient records. Once the drug has been dispensed, any alterations in prescription drug order data shall be documented including the identification of the pharmacist responsible for the alteration;

(C) In verifying the authenticity of a transmitted prescription, the pharmacist shall ensure the validity of the prescription as to its source of origin. Measures to be considered in authenticating prescription drug orders received via electronic transmission include:

1. Maintenance of a practitioner's facsimile number reference or other electronic signature file;

2. Verification of the telephone number of the originating facsimile equipment;

3. Telephone verification with the practitioner's office that the prescription as both written by the practitioner and transmitted by the practitioner or the practitioner's authorized agent;

4. Other efforts which, in the professional judgment of the pharmacist, may be necessary to ensure the transmission was initiated by the prescriber;

(D) At the option of the patient, an electronically produced prescription may be sent to a pharmacy electronically or provided as a hard copy generated from the prescriber's electronic prescribing system;

(E) Hard copy prescriptions presented to the patient generated from electronic media shall be applied to paper that utilizes security features that will ensure that the prescription is not subject to any form of copying and/or alteration; and

(F) Electronic transmission technology utilized by pharmacy personnel shall not be used to circumvent or violate any provision of state and federal drug laws or the Pharmacy Practice Act and accompanying regulations.]

(2) Prescriptions or medication orders may be transmitted to a pharmacy by the prescriber or the prescriber's authorized agent as an electronic image transmission or an electronic prescription.

(A) Electronic image transmissions and electronic prescriptions must contain all information required by state and federal law, including, designation of whether generic substitution is authorized. Electronic image transmissions must be formatted as required by section 338.056, RSMo, and bear the prescriber's manual or electronic signature.

(B) Controlled substance prescriptions and medication orders must comply with state and federal controlled substance laws and regulations and must be signed in accordance with state and federal law.

(C) A pharmacist shall be responsible for verifying the authenticity of any electronic image transmission or electronic prescription prior to dispensing by taking measures which, in his/her professional judgment, may be necessary to ensure the prescription or medication order was initiated or authorized by the prescriber.

(3) In lieu of a manually signed prescription or medication order, a pharmacist may accept a paper prescription or medication order with an electronic signature if the prescription/medication order is applied to paper that utilizes security features that will detect or otherwise identify if the prescription/medication order is subject to any form of copying and/or alteration.

AUTHORITY: sections [338.010,] 338.095, 338.140, and 338.280, RSMo [2000] 2016, and section 338.010, RSMo Supp. 2017. This rule originally filed as 4 CSR 220-2.085. Original rule filed Sept. 25, 1995, effective April 30, 1996. For intervening history, please consult the Code of State Regulations. Amended: Filed Dec. 15, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri State Board of Pharmacy, PO Box 625, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 526-3464, or via email at pharmacy@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION
Division 2220—State Board of Pharmacy
Chapter 6—Pharmaceutical Care Standards**

PROPOSED AMENDMENT

20 CSR 2220-6.040 Administration by Medical Prescription Order. The board is amending the purpose statement, sections (1)–(6), replacing section (7), and adding new section (8).

PURPOSE: This amendment updates and clarifies requirements for pharmacists administering medication by prescription order.

PURPOSE: This rule establishes procedures for pharmacists to administer [drugs and devices] medication pursuant to a medical prescription order[s].

(1) A pharmacist who complies with the provisions of this rule may administer drugs and devices pursuant to a medical prescription order, including vaccines.

(2) [The] Except as otherwise provided by law, a pharmacist may not delegate [the] medication administration to another person, except to [a] an intern pharmacist [intern] who has met the qualifications under subsections [(3)(B), (C), and (E)] (3)(B)–(E) and is working under the direct supervision of a pharmacist [qualified] who has met the qualifications to administer drugs pursuant to a medical prescription order. Proof of an intern's compliance with subsections (3)(B)–(E) must be maintained by both the supervising pharmacist and the intern pharmacist for a minimum of two (2) years.

(3) Pharmacist Qualifications. A pharmacist who is administering drugs pursuant to a medical prescription order must first file a Notification of Intent to administer drugs by medical prescription order with the board. To file a Notification of Intent, a pharmacist

must—

(A) Hold a current[, *unrestricted license to practice pharmacy in this state*] **Missouri pharmacist license**;

(B) Hold a current **healthcare provider level cardiopulmonary resuscitation (CPR) certification or Basic Life Support certification** issued by the American Heart Association [or], the American Red Cross, or **an equivalent organization**. The certificate program must have included an in-person skills assessment;

(C) [*Successfully complete*] **Have successfully completed a certificate program in [the administration of drugs] medication administration and emergency procedures** accredited by the Accreditation Council for Pharmacy Education (ACPE), **provided by an ACPE or regionally accredited pharmacy or medical school/college or [a similar health authority or professional body] approved by [the State] Board of Pharmacy. [The certificate program must cover all routes of administration the pharmacist utilizes;]** The required training program must provide instruction in—

1. **Administration techniques, including hands-on training in routes of administration;**

2. **Drug storage and handling;**

3. **Informed consent requirements;**

4. **Pre- and post-administration assessment and counseling;**

5. **Biohazard waste disposal; and**

6. **Identifying and treating adverse reactions, including anaphylactic reactions and needle sticks;**

[*(D) Complete a minimum of two (2) hours of continuing education per calendar year related to administration of drugs. A pharmacist may use the continuing education hours required in this subsection as part of the total continuing education hours required for pharmacist license renewal;*

(E) *Maintain documentation of the above requirements; and*

(F) *On a yearly basis prior to administering drugs, notify the State Board of Pharmacy of their qualifications to do so. This notification shall include the types of drugs being administered, and a statement that the pharmacist meets the requirements of subsections (A), (B), (C), and (D) of this section.]*

(D) If a pharmacist wishes to administer drugs by a route of administration not included in the original certification program, the pharmacist must first be trained in the techniques of that route of administration by a licensed health care practitioner who is authorized to administer medication. Documentation of the required training and training date(s) must be maintained at the pharmacy and available to the board on request; and

(E) Proof of compliance with this section must be maintained for a minimum of two (2) years.

(4) General Requirements.

(A) [*A pharmacist shall administer drugs*] **Medication must be administered in compliance with all applicable state and federal laws, including applicable Vaccine Information Statements and informed consent requirements. Except as otherwise authorized by law, vaccines must also be administered in accordance with treatment guidelines established by the Centers for Disease Control and Prevention (CDC) or in accordance with manufacturer's guidelines.**

[*(B) A pharmacist shall comply with all state and federal laws and regulations pertaining to Vaccine Information Statements and informed consent requirements.*

(C) *A pharmacist shall have a written policy and procedure covering all aspects of the administration of drugs, including the disposal of used and contaminated supplies and appropriate handling of acute adverse events. The manual shall be reviewed annually and be available for inspection by the State Board of Pharmacy or authorized representative.]*

(B) **Pharmacists must have a current and accurate written pol-**

icy and procedure manual covering all aspects of administering drugs by medical prescription order, including:

1. **Drug administration procedures;**

2. **Authorized routes of administration;**

3. **Drug storage;**

4. **Pre- and post-administration assessment and counseling;**

5. **Biohazard waste disposal and disposal of used/contaminated supplies;**

6. **Identifying and handling acute adverse events or immunization reactions, including anaphylactic reactions; and**

7. **Recordkeeping and notification procedures and requirements.**

(C) **Drugs must be stored within the manufacturer's labeled requirements, including when administering outside of a pharmacy. Vaccines must be stored in accordance with CDC guidelines at all times.**

(D) **Patients must be asked to remain in the pharmacy a safe amount of time after administering a vaccine to observe any adverse reactions, as required by section 338.010, RSMo.**

(5) **Requirements of Medical Prescription Order for Administration. At a minimum, [T]he medical prescription order from a licensed prescriber must [contain at a minimum the following] include:**

(A) **The name of the licensed prescriber issuing or authorizing the order;**

(E) **The date of the original order; and**

(F) **The date or schedule, if any, of each subsequent administration[; and].**

[*(G) A statement that the drug is to be administered by a pharmacist.]*

(6) **Record Keeping.**

(A) [*A pharmacist who administers a drug pursuant to a medical prescription order shall maintain the following records regarding each administration. These records must be separate from the prescription files of a pharmacy.]* **Pharmacists administering or supervising administration of medication pursuant to this rule shall ensure the following records are manually or electronically maintained separate from the prescription files of a pharmacy for each administration:**

1. **The name, address, and date of birth of the patient;**

2. **The date, route, and anatomic site of the administration;**

3. [*The name, dose, manufacturer, lot number, and expiration date of the drug;*] **The medication name and dose. For vaccines and biologics, the manufacturer, expiration date, and lot number must also be documented and recorded;**

4. [*The*] **For vaccines, the name and address of the patient's primary health care provider, as identified by the patient or an indication that a primary health care provider was not provided;**

5. [*The name or identifiable initials of the administering pharmacist*] **The identity of the administering pharmacist, or if applicable, the administering intern pharmacist and his/her supervising pharmacist; and**

6. [*The*] **If applicable, the nature of an adverse reaction and who was notified[, if applicable].**

(B) **All records required by this regulation [shall] must be kept by the pharmacist [and be available for two (2) years from the date of such record for inspecting and copying by the State Board of Pharmacy and/or its authorized representatives.] for two (2) years from the date of such record. Except as otherwise required by section (3), records must be kept at the pharmacy where the prescription order is maintained. If not administered on behalf of a pharmacy, records not maintained at a pharmacy may be securely stored at a location designated by the pharmacist. Records maintained at a pharmacy must be produced immediately or within two (2) hours of a request from the board or the board's authorized designee. Records not maintained at a pharmacy must be**

produced within three (3) business days of a board request.

[(7) Notification Requirements.

(A) A pharmacist administering drugs pursuant to a medical prescription order shall notify the prescriber within seventy-two (72) hours after administration of the following:

- 1. The identity of the patient;*
- 2. The identity of the drug administered;*
- 3. The route of administration;*
- 4. The anatomic site of the administration;*
- 5. The dose administered; and*
- 6. The date of administration.*

(B) In the event of any adverse event or reaction experienced by the patient, the pharmacist shall notify the prescriber within twenty-four (24) hours after learning of the adverse event or reaction.

(C) A pharmacist administering drugs pursuant to a medical prescription order shall report the administration to all entities as required by state or federal law.]

(7) Notification Requirements. Pharmacists administering or supervising administration of medication under this rule, shall ensure:

(A) The patient's primary health care provider is notified of the following within fourteen (14) days of administering a vaccine:

- 1. The identity of the patient;**
- 2. The vaccine administered;**
- 3. The route of administration;**
- 4. The anatomic site of the administration;**
- 5. The dose administered; and**
- 6. The date of administration;**

(B) The prescriber is notified within twenty-four (24) hours after learning of an adverse event or reaction experienced by a patient following administration. Notification is mandatory and cannot be waived;

(C) Any notifications required by state and federal law are properly completed and documented; and

(D) Notifications required by this section may be made electronically or in writing or via a common electronic medication record that is accessible to and shared by both the physician and pharmacist. Documentation of the required notifications, including the notification date, must be maintained as required by subsection (6)(B) or electronically retrievable at the request of the board or the board's authorized designee.

(8) Notification of Intent Refiling. To continue administration, a Notification of Intent to administer drugs by medical prescription order must be refilled with the board biennially along with the pharmacist's Missouri pharmacist license. To refile, a pharmacist must meet the requirements of subsection (3)(B) above.

AUTHORITY: sections 338.140 and 338.280, RSMo [2000] 2016, and section 338.010.1, RSMo Supp. [2007] 2017. Emergency rule filed May 1, 2008, effective May 11, 2008, expired Feb. 18, 2009. Original rule filed May 1, 2008, effective Nov. 30, 2008. Amended: Filed Dec. 15, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri State Board of Pharmacy, PO Box 625, 3605 Missouri

*Boulevard, Jefferson City, MO 65102, by facsimile at (573) 526-3464, or via email at pharmacy@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order of rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its Order of Rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the Proposed Rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 3—Wildlife Code: Monetary Values of Fish
and Wildlife**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-3.010 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 2, 2017 (42 MoReg 1363). Those sections with changes are reprinted here. This proposed amendment becomes effective **March 1, 2018**.

SUMMARY OF COMMENTS: The Conservation Commission received one (1) comment on the proposed amendment, as well as a staff comment.

COMMENT #1: Patricia Brush, St. Louis, voiced general support for the proposed change; however, specific comments pertained to proposed regulation changes regarding commercial turtle harvest.
RESPONSE: The commission appreciates citizen input on a variety of topics and will address these comments along with others received for 3 CSR 10-20.805 Definitions. No changes to the rule have been made as a result of these comments.

COMMENT #2: Missouri Department of Conservation staff noted a typographical error in section (1) of the *Wildlife Code of Missouri* as

submitted on August 29, 2017, in the proposed amendment to this rule which was published in the October 2, 2017, edition of the *Missouri Register*.

RESPONSE AND EXPLANATION OF CHANGE: A correction to the title of the publication incorporated by reference was made.

3 CSR 10-3.010 Monetary Values Established for Fish and Wildlife

(1) Monetary values set out in the publication of the American Fisheries Society entitled *Investigation and Monetary Values of Fish and Freshwater Mollusk Kills (AFS Special Publication #35, 2017)* are adopted by the Conservation Commission as the standard for evaluating replacement costs of fish and mussels resulting from kills. This publication is incorporated by reference, as published by the American Fisheries Society, 425 Barlow Place, Suite 110, Bethesda, MD 20814. This rule does not incorporate any subsequent amendments or additions.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 5—Wildlife Code: Permits**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-5.425 Resident Archery Antlerless Deer Hunting Permit is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 2, 2017 (42 MoReg 1363). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2018**.

SUMMARY OF COMMENTS: No comments were received.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 8—Wildlife Code: Trapping: Seasons, Methods**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-8.510 Use of Traps is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 2, 2017 (42 MoReg 1364). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2018**.

SUMMARY OF COMMENTS: The Conservation Commission received one (1) comment on proposed changes to 3 CSR 10-8.510 Use of Traps.

COMMENT #1: Jacob Beaven, Peculiar, voiced general support for the proposed amendment.

RESPONSE: The commission appreciates Mr. Beaven's support for the regulation changes.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 9—Wildlife Code: Confined Wildlife: Privileges,
Permits, Standards

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-9.110 General Prohibition; Applications **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 2, 2017 (42 MoReg 1364–1365). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2018**.

SUMMARY OF COMMENTS: The Conservation Commission received one (1) comment on proposed changes to 3 CSR 10-9.110 General Prohibition; Applications.

COMMENT #1: John MacDougal, location unknown, voiced general support for the proposed changes; however, specific comments pertained to proposed regulation changes regarding commercial turtle harvest.

RESPONSE: The commission appreciates citizen input on a variety of topics and will address these comments along with others received for 3 CSR 10-20.805 Definitions. No changes to the rule have been made as a result of these comments.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 9—Wildlife Code: Confined Wildlife: Privileges,
Permits, Standards

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-9.625 Field Trial Permit **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 2, 2017 (42 MoReg 1365). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2018**.

SUMMARY OF COMMENTS: The Conservation Commission received one (1) comment on the proposed changes to 3 CSR 10-9.625 Field Trial Permit.

COMMENT #1: Brian Edmond, Walnut Grove, voiced general support for the proposed change; however, specific comments pertained to proposed regulation changes regarding commercial turtle harvest.
RESPONSE: The commission appreciates citizen input on a variety of topics and will address these comments along with others received for 3 CSR 10-20.805 Definitions. No changes to the rule have been made as a result of these comments.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 10—Wildlife Code: Commercial Permits:
Seasons, Methods, Limits

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-10.727 Record Keeping and Reporting Required:
Commercial Fishermen **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 2, 2017 (42 MoReg 1365). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2018**.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 10—Wildlife Code: Commercial Permits:
Seasons, Methods, Limits

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-10.744 Commercial Deer Processing: Permit, Privileges,
Requirements **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 2, 2017 (42 MoReg 1366). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2018**.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 10—Wildlife Code: Commercial Permits:
Seasons, Methods, Limits

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-10.767 Taxidermy; Tanning: Permit, Privileges,
Requirements **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 2, 2017 (42 MoReg 1366). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2018**.

SUMMARY OF COMMENTS: No comments were received.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 11—Wildlife Code: Special Regulations for
Department Areas**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-11.180 Hunting, General Provisions and Seasons
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 2, 2017 (42 MoReg 1366–1368). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2018**.

SUMMARY OF COMMENTS: No comments were received.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for
Areas Owned by Other Entities**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-12.110 Use of Boats and Motors is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 2, 2017 (42 MoReg 1368). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2018**.

SUMMARY OF COMMENTS: No comments were received.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for
Areas Owned by Other Entities**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-12.115 Bullfrogs and Green Frogs is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 2, 2017 (42 MoReg 1368). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2018**.

SUMMARY OF COMMENTS: No comments were received.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for
Areas Owned by Other Entities**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-12.135 Fishing, Methods is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 2, 2017 (42 MoReg 1368–1371). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2018**.

SUMMARY OF COMMENTS: No comments were received.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 20—Wildlife Code: Definitions**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-20.805 Definitions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 2, 2017 (42 MoReg 1372–1376). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2018**.

SUMMARY OF COMMENTS: The Conservation Commission received three thousand five hundred eighty-one (3,581) comments on proposed changes to 3 CSR 10-20.805 Definitions.

COMMENTS: Patricia Brush, St. Louis; John MacDougal, St. Louis; Phillip Koenig, O'Fallon; Justin Elder, IL; Dennis Daly, St. Louis; Marilynn Motchan, St. Louis; Sheila Burkett, St. Louis; Deb Wilke, St. Louis; Shelly Daly, St. Louis; Douglas Melville, High Ridge; Amanda Pedigo, St. Louis; Patty Elliott, Napoleon; Karen Goellner, Kirkwood; Susan Pedigo, St. Louis; Day Ligon, Willard; Patty (last name unknown), Webster Groves; Aja Martin, IL; Bruce Schuette, Troy; Trisha Crabill, Columbia; Kurt Buhlmann, SC; James Harding, MI; Peter Paul van Dijk, VA; Mark Feldman, NH; Tim Smith, Jefferson City; Dorothy Butler, Centertown; Dale Jackson, FL; Hugh Quinn, Hannibal; Richard Thoma, Kirkwood; Michael Anders, LA; Tom R. Johnson, Jefferson City; Judith Phelan, Florissant; Erica Ballard, St. Louis; Jacquelyn Ballard, St. Louis; Mark Mills, St. Joseph; Don Moll, AZ; Dr. Jeff Ettling, Ballwin; and Brian Edmond, Walnut Grove, voiced support for removal of common snapping and soft-shelled turtles from the list of species eligible for commercial harvest.

RESPONSE: The commission thanks those individuals who voiced support for the regulation changes.

COMMENTS: The Center for Biological Diversity submitted form letters on behalf of three thousand five hundred forty-two (3,542) individuals urging the commission to ban for-profit exploitation of Missouri's turtle population.

RESPONSE: The commission appreciates the support of those individuals who submitted their input through the Center for Biological Diversity.

COMMENTS: Donna Kniest, Brentwood, and Edward Ortleb, St. Louis, voiced general opposition to the proposed amendment; however, the written comments provided indicated support for a ban on commercial harvest of turtles in Missouri.

RESPONSE: The commission appreciates citizen input. No changes to the rule have been made as a result of this comment.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—MO HealthNet Division
Chapter 10—Nursing Home Program**

ORDER OF RULEMAKING

By the authority vested in MO HealthNet Division under sections 208.153, 208.159, and 208.201, RSMo 2016, the division amends a rule as follows:

**13 CSR 70-10.030 Prospective Reimbursement Plan for
Nonstate-Operated Facilities for ICF/IID Services
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 2, 2017 (42 MoReg 1377–1381). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 19—DEPARTMENT OF HEALTH
AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 81—Certification**

ORDER OF RULEMAKING

By the authority vested in the Missouri Department of Health and Senior Services under sections 192.006, 192.2000, and 198.079, RSMo 2016, the department amends a rule as follows:

**19 CSR 30-81.030 Evaluation and Assessment Measures for Title
XIX Recipients and Applicants in Long-Term Care Facilities
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 15, 2017 (42 MoReg 1197–1201). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Department of Health and Senior Services received six (6) comments from the Missouri Alliance for Home Care (MAHC) and Pyramid Group.

COMMENT #1: The MAHC and Pyramid Group both commented on the potential risk and impact to current Home and Community Based Services (HCBS) participants with a current Level of Care (LOC) of twenty-one (21) if they are no longer able to receive HCBS. Potential impacts included a decline in health condition and the risk of entering a skilled nursing facility.

RESPONSE: No changes have been made to the rule as a result of this comment.

COMMENT #2: The MAHC and Pyramid Group commented that the estimated fiscal impact was flawed. Loss of HCBS could lead to increased hospitalizations or entry into skilled nursing facilities both at a higher cost to the state.

RESPONSE: Data is not available to provide a fiscal note that is more specific. No changes have been made to the rule as a result of this comment.

COMMENT #3: The MAHC commented that a transition plan and health and welfare protections were not included in this amendment. The comment stated this was in violation of 42 CFR 441.302(a).

RESPONSE: 42 CFR 441.302(a) is a requirement related to information that must be submitted to the Centers for Medicare and Medicaid Services when amending 1915c waivers. No changes have been made to the rule as a result of this comment.

COMMENT #4: The MAHC commented that the regulation amendment is arbitrary and violates due process.

RESPONSE: Existing regulations provide for an administrative hearing process for HCBS participants affected by the LOC change. No changes have been made to the rule as a result of this comment.

COMMENTS #5: The MAHC commented that the LOC point change does not change the HCBS participant's already established need for services.

RESPONSE: Level of care eligibility for HCBS is a point in time assessment per federal guidelines. States are given the authority through the Centers for Medicare and Medicaid Services to develop LOC parameters and assessment tools and to adjust those as needed. No changes have been made to the rule as a result of this comment.

COMMENT #6: The MAHC commented that the amendment is a violation of the Americans with Disabilities Act (ADA). They stated that individuals may be at risk to enter a more restrictive setting and that public entities are required to provide community-based services for persons with disabilities who would otherwise be entitled to institutional services.

RESPONSE: The department does not agree. An individual not qualifying for Medicaid HCBS would also not qualify for Medicaid Skilled Nursing Facility Placement. No changes have been made to the rule as a result of this comment.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs, and other items required to be published in the *Missouri Register* by law.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 7—Wildlife Code: Hunting: Seasons, Methods,
Limits**

IN ADDITION

3 CSR 10-7.455 Turkeys: Seasons, Methods, Limits

As a matter of public information, the following dates and bag limits shall apply to turkey hunting seasons for 2018. These are based on the formula for season dates set out in subsections (1)(A), (1)(B), and (1)(D) of this rule in the *Code of State Regulations*, and actions of the Conservation Commission on December 15, 2017, to annually establish the season length and bag limit of the spring, fall, and youth hunting seasons.

The 2018 spring turkey hunting season will be twenty-one (21) days in length (April 16–May 6, 2018). A person possessing the prescribed turkey hunting permit may take two (2) male turkeys or turkeys with a visible beard during the season; provided, only one (1) turkey may be taken the first seven (7) days of the season (April 16–April 22, 2018) and only one (1) turkey may be taken per day from April 23–May 6, 2018. Shooting hours: one-half (1/2) hour before sunrise to 1:00 p.m., Central Daylight Saving Time.

Youth Spring Season Dates: April 7–8, 2018. One (1) male turkey or turkey with a visible beard may be taken during this season. Shooting hours: one-half (1/2) hour before sunrise to sunset, Central Daylight Saving Time. (Opening date for the youth spring turkey hunting season is set in the *Wildlife Code* as the Saturday nine (9) days prior to the Monday opening of the spring turkey hunting season, except that when the youth season would overlap with Easter, the season will open on the Saturday prior to Easter weekend.)

The 2018 fall turkey hunting season will be thirty-one (31) days in length (October 1–October 31, 2018). Two (2) turkeys of either sex may be taken during the season. Shooting hours: one-half (1/2) hour before sunrise to sunset, Central Daylight Saving Time.

**Title 19—DEPARTMENT OF HEALTH AND
SENIOR SERVICES
Division 60—Missouri Health Facilities Review
Committee
Chapter 50—Certificate of Need Program**

**NOTIFICATION OF REVIEW:
APPLICATION REVIEW SCHEDULE**

The Missouri Health Facilities Review Committee has initiated review of the CON applications listed below. A decision is tentatively scheduled for March 5, 2018. These applications are available for public inspection at the address shown below.

Date Filed

Project Number: Project Name
City (County)
Cost, Description

12/19/2017

#5521 HS: SSM Health St. Mary's Hospital
St. Louis (St. Louis County)
\$1,869,556, Replace MRI

12/20/2017

#5552 HS: Heartland Regional Medical Center
St. Joseph (Buchanan County)
\$1,579,440, Replace MRI

12/21/2017

#5522 HS: SSM Health St. Mary's Hospital
St. Louis (St. Louis County)
\$1,523,212, Replace Cardiac Cath Lab

#5550 RS: Mason Pointe Assisted Living Facility
Chesterfield (St. Louis County)
\$0, Add 16 ALF beds

#5551 RS: Tiffany Springs Senior Care Community
Kansas City (Platte County)
\$1,845,950, Add 14 ALF beds

12/22/2017

#5555 RS: Garden Villas North
Black Jack (St. Louis County)
\$2,213,280, Add 20 ALF beds

#5529 HS: SSM Health DePaul Hospital
Bridgeton (St. Louis County)
\$1,720,000, Add Additional Biplane

#5556 RS: Garden Villas of Meramec Valley
Fenton (St. Louis County)
\$14,582,876, Establish 60-bed ALF

#5557 RS: Cedarhurst of West Plains Assisted Living & Memory Care
West Plains (Howell County)
\$9,965,000, Establish 84-bed ALF

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by January 26, 2018. All written requests and comments should be sent to—

Chairman
Missouri Health Facilities Review Committee
c/o Certificate of Need Program
3418 Knipp Drive, Suite F
PO Box 570
Jefferson City, MO 65102
For additional information contact Karla Houchins at (573) 751-6700.

The Secretary of State is required by sections 347.141 and 359.481, RSMo 2016, to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript by email to adrules.dissolutions@sos.mo.gov.

**NOTICE OF DISSOLUTION
To All Creditors and Claimants Against
CALLAWAY FORK FARMS, INC.
a Missouri Corporation**

On December 1, 2017, CALLAWAY FORK FARMS, INC., a Missouri corporation, filed its Articles of Dissolution with the Missouri Secretary of State. The dissolution of the corporation was effective on that date.

CALLAWAY FORK FARMS, INC. requests that all persons and organizations who have claims against it to present them immediately by letter to CALLAWAY FORK FARMS, INC., 40 Huntgate Drive, St. Peters, Missouri 63376.

All claims must include the following: the name and address of the claimant; the amount claimed; the basis of the claim; the date(s) on which the events which form the basis of the claim occurred; and copies of any other supporting data.

Pursuant to Section 351.482 of the Revised Statutes of Missouri, as amended, any claim against CALLAWAY FORK FARMS, INC. will be barred unless a proceeding to enforce the claim is commenced within two years after the last publication of the notices required by the statute.

**NOTICE OF DISSOLUTION OF CORPORATION
TO ALL CREDITORS AND CLAIMANTS AGAINST
WILSON'S FOOD MARKET, INC.**

Wilson's Food Market, Inc., a Missouri corporation, (the "Corporation") was administratively dissolved on June 3, 2015.

You are hereby notified that if you believe you have a claim against the Corporation, you must submit the claim to: Larry Harris, 100 S. Fourth Street, Suite 1000, St. Louis, Missouri 63102.

Each claim must include: (i) the name, address, and telephone number of the claimant; (ii) the amount of the claim; (iii) the date(s) when the event(s) on which the claim is based occurred; (iv) a brief description of the nature and basis for the claim; and (v) any documentation related to the claim.

All claims against the Corporation will be barred unless a proceeding to enforce the claim is commenced against the Corporation within two years after the publication of this notice.

NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY

1. The name of the limited liability company is CCB Investors TOP, LLC.
2. The Articles of Organization for CCB Investors TOP, LLC, were filed with the Missouri Secretary of State on December 22, 2005.
3. On December 4, 2017, CCB Investors TOP, LLC filed a Notice of Winding Up for Limited Liability Company with the Secretary of State of Missouri.
4. Persons with claims against CCB Investors TOP, LLC should present them in accordance with the following procedure:
 - (a) In order to file a claim with CCB Investors TOP, LLC, you must furnish the following:
 - (i) Amount of the claim
 - (ii) Basis for the claim
 - (iii) Documentation for the claim
 - (b) The claim must be mailed to:

Timothy J. Thompson
c/o Country Club Bank
1 Ward Parkway
Kansas City, MO 64112
5. A claim against CCB Investors TOP, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after publication of this notice.

NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS of Enterprises Vivion, LLC, a Missouri limited liability company (the "Company"): on December 13, 2017, the Company filed its Notice of Winding Up with the Missouri Secretary of State. You are hereby notified, in order to preserve a claim against the Company, a claim must be submitted to the Company at 3901 West 83rd Street, Prairie Village, KS 66208 within the time permitted. Each claim must include: (i) the name and address of the claimant; (ii) the amount of the claim; (iii) the date on which the claim is based; (iv) a brief description of the nature and basis for the claim; and (v) any documentation supporting the claim. All claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY

1. The name of the limited liability company is CCB Investors, LLC.
2. The Articles of Organization for CCB Investors, LLC, were filed with the Missouri Secretary of State on June 25, 2001.
3. On December 4, 2017, CCB Investors, LLC filed a Notice of Winding Up for Limited Liability Company with the Secretary of State of Missouri.
4. Persons with claims against CCB Investors, LLC should present them in accordance with the following procedure:
 - (a) In order to file a claim with CCB Investors, LLC, you must furnish the following:
 - (i) Amount of the claim
 - (ii) Basis for the claim
 - (iii) Documentation for the claim
 - (b) The claim must be mailed to:

Timothy J. Thompson
c/o Country Club Bank
1 Ward Parkway
Kansas City, MO 64112
5. A claim against CCB Investors, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after publication of this notice.

NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS of Group Cosco, LLC, a Missouri limited liability company (the "Company"): on December 13, 2017, the Company filed its Notice of Winding Up with the Missouri Secretary of State. You are hereby notified, in order to preserve a claim against the Company, a claim must be submitted to the Company at 3901 West 83rd Street, Prairie Village, KS 66208 within the time permitted. Each claim must include: (i) the name and address of the claimant; (ii) the amount of the claim; (iii) the date on which the claim is based; (iv) a brief description of the nature and basis for the claim; and (v) any documentation supporting the claim. All claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**Notice of Winding Up of Limited Liability Company
To All Creditors of and
Claimants Against
Gateway Rx, L.L.C.**

On November 29, 2017, Gateway Rx, L.L.C., a Missouri limited liability company ("Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State, effective on the filing date.

Company requests that all persons and organizations who have claims against Company present them immediately by letter to Company:

Gateway Rx, L.L.C.
c/o Sandberg, Phoenix & von Gontard, P.C.
ATTN: David L Jones
120 S. Central Ave., Ste. 1600
Clayton, MO 63105

All claims must include the name and address of the claimant; the amount claimed; the basis for the claim; and the date(s) on which the event(s) on which the claim is based occurred.

NOTICE: Because of the notice of winding up of Gateway Rx, L.L.C., any claims against it will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication date of the notices authorized by statute, whichever is published last.

**Notice of Winding Up of Limited Liability Company
To All Creditors of and
Claimants Against
Aire Fiber, LLC**

On November 29, 2017, Aire Fiber, LLC, a Missouri limited liability company ("Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State, effective on the filing date.

Company requests that all persons and organizations who have claims against Company present them immediately by letter to Company:

Aire Fiber, LLC
c/o Sandberg, Phoenix & von Gontard, P.C.
ATTN: David L Jones
120 S. Central Ave., Ste. 1600
Clayton, MO 63105

All claims must include the name and address of the claimant; the amount claimed; the basis for the claim; and the date(s) on which the event(s) on which the claim is based occurred.

NOTICE: Because of the notice of winding up of Aire Fiber, LLC, any claims against it will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication date of the notices authorized by statute, whichever is published last.

**Notice of Winding Up of Limited Liability Company
To All Creditors of and
Claimants Against
Ambient Networks, LLC**

On November 29, 2017, Ambient Networks, LLC, a Missouri limited liability company ("Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State, effective on the filing date.

Company requests that all persons and organizations who have claims against Company present them immediately by letter to Company:

Ambient Networks, LLC
c/o Sandberg, Phoenix & von Gontard, P.C.
ATTN: David L Jones
120 S. Central Ave., Ste. 1600
Clayton, MO 63105

All claims must include the name and address of the claimant; the amount claimed; the basis for the claim; and the date(s) on which the event(s) on which the claim is based occurred.

NOTICE: Because of the notice of winding up of Ambient Networks, LLC, any claims against it will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication date of the notices authorized by statute, whichever is published last.

**NOTICE OF DISSOLUTION OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
CYPAUL FOODS, LLC**

On November 30, 2017, CYPAUL FOODS, LLC, a Missouri limited liability company, filed a Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State. You are hereby notified that if you believe you have a claim against CYPAUL FOODS, LLC, you must submit a summary in writing of the circumstances surrounding your claim to: James D. Myers, SHAFFER LOMBARDO SHURIN, 2001 Wyandotte Street, Kansas City, Missouri 64108.

The summary of your claim must include the following information: (1) the name, address and telephone number of the claimant; (2) the amount of the claim; (3) the date the event on which the claim is based occurred; and (4) a brief description of the nature of the debt or the basis for the claim.

All claims against CYPAUL FOODS, LLC will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF DISSOLUTION OF CORPORATION

NOTICE OF DISSOLUTION TO ALL PERSONS HAVING A CLAIM AGAINST ARROW FOUNDATION REPAIR, INC.

Pursuant to Section 351.482 of The General and Business Corporation Law of Missouri, as amended, notice is hereby given that Articles of Dissolution by Voluntary Action and Request for Termination of Arrow Foundation Repair, Inc., a Kansas corporation ("Corporation"), was filed with the Office of the Secretary of State of the State of Missouri Secretary of State of the State on December 11, 2017.

All persons having claims against Corporation (including persons having contractual claims that are contingent upon the occurrence or nonoccurrence of future events or otherwise conditional or unmatured) must present their claims in writing and contain sufficient information to reasonably inform Corporation of the identity of the claimant and the substance of the claim. If you believe you have a claim against Corporation, please include the following information: (1) a brief description of the nature and basis for your claim; (2) the date(s) when the events on which your claim is based arose; (3) the amount of your claim; (4) the name, address, telephone number and email address (if applicable) of the claimant; and (5) any documentation related to your claim. All claims must be sent to Corporation at the following address: 3013 W. 147th Street, Leawood, Kansas 66224.

Any and all claims against Corporation will unless a proceeding to enforce a claim is commenced within two (2) years after the date of publication of this Notice of Dissolution of Corporation.

Corporation may make distributions to other claimants and Corporation's stockholders, or persons interested as having been such, without further notice to the claimant.

NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND CLAIMANTS AGAINST WOHSALE PROPERTIES, LLC

On December 12, 2017, WOHSale PROPERTIES, LLC, a Missouri limited liability company, filed a Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State.

Persons with claims against the limited liability company are requested to present them in accordance with the Notice of Winding Up. You must furnish your name, address and telephone number together with the following: (i) Amount of the claim; (ii) Basis for the claim; and (iii) Documentation of the claim.

Claims may be mailed to: Emery L. Corley, The Corley Law Firm, P.C., 999 Executive Parkway Drive, Suite 104, St. Louis, Missouri 63141.

A claim against the limited liability company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF WINDING UP
OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF
AND CLAIMANTS AGAINST
12824 WILLOWYCK, LLC

On December 12, 2017, 12824 WILLOWYCK, LLC, a Missouri limited liability company, filed a Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State.

Persons with claims against the limited liability company are requested to present them in accordance with the Notice of Winding Up. You must furnish your name, address and telephone number together with the following: (i) Amount of the claim; (ii) Basis for the claim; and (iii) Documentation of the claim.

Claims may be mailed to: Emery L. Corley, The Corley Law Firm, P.C., 999 Executive Parkway Drive, Suite 104, St. Louis, Missouri 63141.

A claim against the limited liability company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE TO UNKNOWN CREDITORS OF
THE MUTUAL FUND STORE, LLC**

The Mutual Fund Store, LLC (the "Company") has been dissolved pursuant to Section 347.137 of the Missouri Limited Liability Company Act by filing Articles of Termination with the Missouri Secretary of State on December 11, 2017. Pursuant to Section 347.141 of the Missouri Limited Liability Company Act, any claims against the Company must be sent to:

The Mutual Fund Store, LLC
c/o Bridget Logterman
1050 Enterprise Way, 3rd Floor
Sunnyvale, CA 94089

Claims submitted must include the following information: (1) claimant name, address and phone number; (2) name of debtor, (3) account or other number by which the debtor may identify the claimant; (4) a brief description of the nature of the debt or the basis of the claim; (5) the amount of the claim; (6) the date the claim was incurred; and (7) supporting documentation for the claim, if any.

**NOTICE: CLAIMS OF CREDITORS OF THE CORPORATION WILL BE BARRED
UNLESS A PROCEEDING TO ENFORCE THE CLAIM IS COMMENCED WITHIN
THREE (3) YEARS OF THE DATE OF THIS NOTICE.**

Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—42 (2017) and 43 (2018). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
1 CSR 10	OFFICE OF ADMINISTRATION				
1 CSR 20-5.015	State Officials' Salary Compensation Schedule				42 MoReg 1849
1 CSR 20-5.020	Personnel Advisory Board and Division of Personnel		41 MoReg 1538		
	Personnel Advisory Board and Division of Personnel		41 MoReg 1539		
2 CSR 90-10	DEPARTMENT OF AGRICULTURE				
	Weights, Measures and Consumer Protection				42 MoReg 1203
3 CSR 10-3.010	DEPARTMENT OF CONSERVATION				
3 CSR 10-5.425	Conservation Commission		42 MoReg 1363	This Issue	
3 CSR 10-7.455	Conservation Commission		42 MoReg 1363	This Issue	
3 CSR 10-8.510	Conservation Commission		42 MoReg 1364	This Issue	This Issue
3 CSR 10-9.110	Conservation Commission		42 MoReg 1364	This Issue	
3 CSR 10-9.625	Conservation Commission		42 MoReg 1365	This Issue	
3 CSR 10-10.727	Conservation Commission		42 MoReg 1365	This Issue	
3 CSR 10-10.744	Conservation Commission		42 MoReg 1366	This Issue	
3 CSR 10-10.767	Conservation Commission		42 MoReg 1366	This Issue	
3 CSR 10-11.180	Conservation Commission		42 MoReg 1366	This Issue	
3 CSR 10-12.110	Conservation Commission		42 MoReg 1368	This Issue	
3 CSR 10-12.115	Conservation Commission		42 MoReg 1368	This Issue	
3 CSR 10-12.135	Conservation Commission		42 MoReg 1368	This Issue	
3 CSR 10-20.805	Conservation Commission		42 MoReg 1372	This Issue	
4 CSR 240-3.050	DEPARTMENT OF ECONOMIC DEVELOPMENT				
4 CSR 240-3.163	Public Service Commission		42 MoReg 1641R		
4 CSR 240-3.164	Public Service Commission		42 MoReg 1231R	43 MoReg 13R	
4 CSR 240-10.075	Public Service Commission		42 MoReg 1231R	43 MoReg 13R	
4 CSR 240-18.010	Public Service Commission		42 MoReg 1641		
4 CSR 240-120.011	Public Service Commission		42 MoReg 1232	43 MoReg 13	
4 CSR 240-120.031	Public Service Commission		42 MoReg 1145		
4 CSR 240-120.060	Public Service Commission		42 MoReg 1146		
4 CSR 240-120.065	Public Service Commission		42 MoReg 1146		
4 CSR 240-120.070	Public Service Commission		42 MoReg 1147		
4 CSR 240-120.080	Public Service Commission		42 MoReg 1151		
4 CSR 240-120.085	Public Service Commission		42 MoReg 1151		
4 CSR 240-120.090	Public Service Commission		42 MoReg 1151		
4 CSR 240-120.100	Public Service Commission		42 MoReg 1156		
4 CSR 240-120.110	Public Service Commission		42 MoReg 1158		
4 CSR 240-120.120	Public Service Commission		42 MoReg 1158		
4 CSR 240-120.130	Public Service Commission		42 MoReg 1159		
4 CSR 240-120.140	Public Service Commission		42 MoReg 1159		
4 CSR 240-121.010	Public Service Commission		42 MoReg 1160		
4 CSR 240-121.020	Public Service Commission		42 MoReg 1161		
4 CSR 240-121.030	Public Service Commission		42 MoReg 1161		
4 CSR 240-121.040	Public Service Commission		42 MoReg 1162		
4 CSR 240-121.050	Public Service Commission		42 MoReg 1163		
4 CSR 240-121.060	Public Service Commission		42 MoReg 1163		
4 CSR 240-121.180	Public Service Commission		42 MoReg 1164		
4 CSR 240-123.010	Public Service Commission		42 MoReg 1164		
4 CSR 240-123.020	Public Service Commission		42 MoReg 1164		
4 CSR 240-123.030	Public Service Commission		42 MoReg 1165		
4 CSR 240-123.040	Public Service Commission		42 MoReg 1166		
4 CSR 240-123.050	Public Service Commission		42 MoReg 1167		
4 CSR 240-123.060	Public Service Commission		42 MoReg 1169		
4 CSR 240-123.065	Public Service Commission		42 MoReg 1169		
4 CSR 240-123.070	Public Service Commission		42 MoReg 1170		
4 CSR 240-123.080	Public Service Commission		42 MoReg 1174		
4 CSR 240-123.090	Public Service Commission		42 MoReg 1174		
4 CSR 240-123.095	Public Service Commission		42 MoReg 1175		
4 CSR 240-124.010	Public Service Commission		42 MoReg 1176		
4 CSR 240-124.020	Public Service Commission		42 MoReg 1180		
4 CSR 240-124.030	Public Service Commission		42 MoReg 1180		
4 CSR 240-124.040	Public Service Commission		42 MoReg 1180		
4 CSR 240-124.045	Public Service Commission		42 MoReg 1181		
4 CSR 240-124.050	Public Service Commission		42 MoReg 1182		
4 CSR 240-124.060	Public Service Commission		42 MoReg 1184		
4 CSR 240-125.010	Public Service Commission		42 MoReg 1185		
4 CSR 240-125.020	Public Service Commission		42 MoReg 1185		
4 CSR 240-125.040	Public Service Commission		42 MoReg 1186		
4 CSR 240-125.050	Public Service Commission		42 MoReg 1187		
4 CSR 240-125.060	Public Service Commission		42 MoReg 1187		
4 CSR 240-125.070	Public Service Commission		42 MoReg 1188		
4 CSR 240-125.090	Public Service Commission		42 MoReg 1189		
4 CSR 240-126.010	Public Service Commission		42 MoReg 1192		
4 CSR 240-126.020	Public Service Commission		42 MoReg 1192		
4 CSR 240-127.010	Public Service Commission		42 MoReg 1193		
			42 MoReg 1194		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
4 CSR 340-2	Division of Energy				42 MoReg 749 43 MoReg 15
4 CSR 340-6.010	Division of Energy		41 MoReg 1908		
DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION					
5 CSR 20-100.210	Division of Learning Services		42 MoReg 1071	42 MoReg 1797	
5 CSR 20-300.110	Division of Learning Services		N.A.	42 MoReg 1797	
5 CSR 20-300.150	Division of Learning Services		42 MoReg 1072R	42 MoReg 1798R	
5 CSR 20-400.640	Division of Learning Services		42 MoReg 1581		
5 CSR 20-500.310	Division of Learning Services		42 MoReg 1760R		
5 CSR 20-500.340	Division of Learning Services		42 MoReg 1760R		
DEPARTMENT OF TRANSPORTATION					
7 CSR	Department of Transportation				41 MoReg 845
7 CSR 10-1.010	Missouri Highways and Transportation Commission		42 MoReg 1643		
7 CSR 10-3.010	Missouri Highways and Transportation Commission		42 MoReg 1825		
7 CSR 10-3.020	Missouri Highways and Transportation Commission		42 MoReg 1831		
7 CSR 10-3.030	Missouri Highways and Transportation Commission		42 MoReg 1832		
7 CSR 10-4.010	Missouri Highways and Transportation Commission		42 MoReg 1833		
7 CSR 10-4.020	Missouri Highways and Transportation Commission		42 MoReg 1834		
7 CSR 10-5.010	Missouri Highways and Transportation Commission		42 MoReg 1412		
7 CSR 10-6.020	Missouri Highways and Transportation Commission		42 MoReg 1413		
7 CSR 10-6.030	Missouri Highways and Transportation Commission		42 MoReg 1414		
7 CSR 10-6.040	Missouri Highways and Transportation Commission		42 MoReg 1415		
7 CSR 10-6.050	Missouri Highways and Transportation Commission		42 MoReg 1416		
7 CSR 10-6.060	Missouri Highways and Transportation Commission		42 MoReg 1417		
7 CSR 10-6.070	Missouri Highways and Transportation Commission		42 MoReg 1418		
7 CSR 10-6.080	Missouri Highways and Transportation Commission		42 MoReg 1419		
7 CSR 10-6.085	Missouri Highways and Transportation Commission		42 MoReg 1420		
7 CSR 10-6.090	Missouri Highways and Transportation Commission		42 MoReg 1423		
7 CSR 10-6.100	Missouri Highways and Transportation Commission		42 MoReg 1424		
7 CSR 10-7.010	Missouri Highways and Transportation Commission		42 MoReg 1645		
7 CSR 10-12.010	Missouri Highways and Transportation Commission		42 MoReg 1646		
7 CSR 10-12.020	Missouri Highways and Transportation Commission		42 MoReg 1646		
7 CSR 10-12.030	Missouri Highways and Transportation Commission		42 MoReg 1647		
7 CSR 10-17.020	Missouri Highways and Transportation Commission		42 MoReg 1648		
7 CSR 10-17.030	Missouri Highways and Transportation Commission		42 MoReg 1651		
7 CSR 10-17.040	Missouri Highways and Transportation Commission		42 MoReg 1652		
7 CSR 10-17.050	Missouri Highways and Transportation Commission		42 MoReg 1653		
7 CSR 10-17.060	Missouri Highways and Transportation Commission		42 MoReg 1654		
7 CSR 10-18.020	Missouri Highways and Transportation Commission		42 MoReg 91		
			42 MoReg 1655		
7 CSR 10-19.010	Missouri Highways and Transportation Commission		42 MoReg 93R		
7 CSR 10-24.010	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-24.020	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-24.030	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-24.050	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-24.060	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-24.070	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-24.080	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-24.100	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-24.110	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-24.120	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-24.140	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-24.200	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-24.210	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-24.300	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-24.330	Missouri Highways and Transportation Commission		This Issue		
7 CSR 10-27.020	Missouri Highways and Transportation Commission		42 MoReg 1656		
7 CSR 10-27.040	Missouri Highways and Transportation Commission		42 MoReg 1656		
7 CSR 60-2.010	Traffic and Highway Safety Division		41 MoReg 1688		
7 CSR 60-2.020	Traffic and Highway Safety Division		41 MoReg 1689		
7 CSR 60-2.030	Traffic and Highway Safety Division		41 MoReg 1690		
7 CSR 60-2.040	Traffic and Highway Safety Division		41 MoReg 1695		
7 CSR 60-2.050	Traffic and Highway Safety Division		41 MoReg 1699		
7 CSR 60-2.060	Traffic and Highway Safety Division		41 MoReg 1699		
7 CSR 265-9.010	Motor Carrier and Railroad Safety		42 MoReg 1657		
7 CSR 265-9.020	Motor Carrier and Railroad Safety		42 MoReg 1658		
7 CSR 265-9.040	Motor Carrier and Railroad Safety		42 MoReg 1659R		
7 CSR 265-9.050	Motor Carrier and Railroad Safety		42 MoReg 1659		
7 CSR 265-9.060	Motor Carrier and Railroad Safety		42 MoReg 1660R		
7 CSR 265-9.070	Motor Carrier and Railroad Safety		42 MoReg 1660		
7 CSR 265-9.090	Motor Carrier and Railroad Safety		42 MoReg 1661R		
7 CSR 265-9.100	Motor Carrier and Railroad Safety		42 MoReg 1661		
7 CSR 265-9.110	Motor Carrier and Railroad Safety		42 MoReg 1661		
7 CSR 265-9.130	Motor Carrier and Railroad Safety		42 MoReg 1662		
7 CSR 265-9.140	Motor Carrier and Railroad Safety		42 MoReg 1662R		
7 CSR 265-9.150	Motor Carrier and Railroad Safety		42 MoReg 1663R		
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS					
8 CSR	Department of Labor and Industrial Relations				41 MoReg 845
8 CSR 10-5.015	Division of Employment Security		43 MoReg 7		
DEPARTMENT OF MENTAL HEALTH					
9 CSR	Department of Mental Health				41 MoReg 845
9 CSR 45-4.010	Division of Developmental Disabilities		42 MoReg 1761		
DEPARTMENT OF NATURAL RESOURCES					
10 CSR	Department of Natural Resources				41 MoReg 845

Rule Number	Agency	Emergency	Proposed	Order	In Addition
10 CSR 10-6.250	Air Conservation Commission		40 MoReg 1023	41 MoReg 37	
10 CSR 20-7.031	Clean Water Commission		42 MoReg 1424		
10 CSR 30-1.010	Land Survey		42 MoReg 1584R		
10 CSR 30-2.010	Land Survey		42 MoReg 1584R		
10 CSR 30-2.020	Land Survey		42 MoReg 1584R		
10 CSR 30-2.030	Land Survey		42 MoReg 1585R		
10 CSR 30-2.040	Land Survey		42 MoReg 1585R		
10 CSR 30-2.050	Land Survey		42 MoReg 1585R		
10 CSR 30-2.060	Land Survey		42 MoReg 1585R		
10 CSR 30-2.070	Land Survey		42 MoReg 1586R		
10 CSR 30-2.080	Land Survey		42 MoReg 1586R		
10 CSR 30-2.090	Land Survey		42 MoReg 1586R		
10 CSR 30-2.100	Land Survey		42 MoReg 1587R		
10 CSR 30-2.110	Land Survey		42 MoReg 1587R		
DEPARTMENT OF PUBLIC SAFETY					
11 CSR	Department of Public Safety				42 MoReg 990
11 CSR 30-16.010	Office of the Director		42 MoReg 180		
11 CSR 30-16.020	Office of the Director		42 MoReg 182		
11 CSR 45-1.040	Missouri Gaming Commission		This IssueR		
11 CSR 45-4.020	Missouri Gaming Commission		41 MoReg 1543		
11 CSR 45-4.070	Missouri Gaming Commission		This IssueR		
11 CSR 45-4.430	Missouri Gaming Commission		This IssueR		
11 CSR 45-5.020	Missouri Gaming Commission		This IssueR		
11 CSR 45-5.053	Missouri Gaming Commission		41 MoReg 1543		
11 CSR 45-5.250	Missouri Gaming Commission		This IssueR		
11 CSR 45-5.280	Missouri Gaming Commission		This IssueR		
11 CSR 45-5.400	Missouri Gaming Commission		This IssueR		
11 CSR 45-5.410	Missouri Gaming Commission		This IssueR		
11 CSR 45-5.420	Missouri Gaming Commission		This IssueR		
11 CSR 45-6.050	Missouri Gaming Commission		This IssueR		
11 CSR 45-6.060	Missouri Gaming Commission		This IssueR		
11 CSR 45-7.140	Missouri Gaming Commission		This IssueR		
11 CSR 45-8.160	Missouri Gaming Commission		This IssueR		
11 CSR 45-9.120	Missouri Gaming Commission		41 MoReg 1544		
11 CSR 45-10.070	Missouri Gaming Commission		This IssueR		
11 CSR 45-10.080	Missouri Gaming Commission		This IssueR		
11 CSR 45-10.115	Missouri Gaming Commission		This IssueR		
11 CSR 45-11.170	Missouri Gaming Commission		This IssueR		
11 CSR 45-11.180	Missouri Gaming Commission		This IssueR		
11 CSR 45-14.010	Missouri Gaming Commission		This IssueR		
11 CSR 45-14.020	Missouri Gaming Commission		This IssueR		
11 CSR 45-14.030	Missouri Gaming Commission		This IssueR		
11 CSR 45-14.040	Missouri Gaming Commission		This IssueR		
11 CSR 45-14.050	Missouri Gaming Commission		This IssueR		
11 CSR 45-16.010	Missouri Gaming Commission		This IssueR		
11 CSR 45-16.020	Missouri Gaming Commission		This IssueR		
11 CSR 45-16.030	Missouri Gaming Commission		This IssueR		
11 CSR 45-16.040	Missouri Gaming Commission		This IssueR		
11 CSR 45-16.050	Missouri Gaming Commission		This IssueR		
11 CSR 45-16.060	Missouri Gaming Commission		This IssueR		
11 CSR 45-16.070	Missouri Gaming Commission		This IssueR		
11 CSR 45-16.080	Missouri Gaming Commission		This IssueR		
11 CSR 45-16.090	Missouri Gaming Commission		This IssueR		
11 CSR 45-30.500	Missouri Gaming Commission		This IssueR		
11 CSR 45-31.005	Missouri Gaming Commission		This IssueR		
11 CSR 45-60.010	Missouri Gaming Commission		This IssueR		
11 CSR 45-60.020	Missouri Gaming Commission		This IssueR		
11 CSR 45-60.025	Missouri Gaming Commission		This IssueR		
11 CSR 45-60.030	Missouri Gaming Commission		This IssueR		
11 CSR 45-60.040	Missouri Gaming Commission		This IssueR		
11 CSR 45-60.050	Missouri Gaming Commission		This IssueR		
11 CSR 45-60.055	Missouri Gaming Commission		This IssueR		
11 CSR 45-60.060	Missouri Gaming Commission		This IssueR		
11 CSR 45-61.010	Missouri Gaming Commission		This IssueR		
11 CSR 45-61.015	Missouri Gaming Commission		This IssueR		
11 CSR 45-61.020	Missouri Gaming Commission		This IssueR		
11 CSR 45-61.021	Missouri Gaming Commission		This IssueR		
11 CSR 45-61.022	Missouri Gaming Commission		This IssueR		
11 CSR 45-61.023	Missouri Gaming Commission		This IssueR		
11 CSR 45-61.024	Missouri Gaming Commission		This IssueR		
11 CSR 45-61.025	Missouri Gaming Commission		This IssueR		
11 CSR 45-61.026	Missouri Gaming Commission		This IssueR		
11 CSR 45-61.027	Missouri Gaming Commission		This IssueR		
11 CSR 45-61.028	Missouri Gaming Commission		This IssueR		
11 CSR 45-61.029	Missouri Gaming Commission		This IssueR		
11 CSR 45-61.030	Missouri Gaming Commission		This IssueR		
11 CSR 45-62.010	Missouri Gaming Commission		This IssueR		
11 CSR 45-62.020	Missouri Gaming Commission		This IssueR		
11 CSR 45-62.030	Missouri Gaming Commission		This IssueR		
11 CSR 45-62.035	Missouri Gaming Commission		This IssueR		
11 CSR 45-62.040	Missouri Gaming Commission		This IssueR		
11 CSR 45-62.050	Missouri Gaming Commission		This IssueR		
11 CSR 45-62.055	Missouri Gaming Commission		This IssueR		
11 CSR 45-62.060	Missouri Gaming Commission		This IssueR		
11 CSR 45-62.070	Missouri Gaming Commission		This IssueR		
11 CSR 45-62.080	Missouri Gaming Commission		This IssueR		
11 CSR 45-62.090	Missouri Gaming Commission		This IssueR		
11 CSR 45-62.100	Missouri Gaming Commission		This IssueR		
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11 CSR 50-2.010	Definitions42 MoReg 1751	Oct. 29, 2017	April 26, 2018
Department of Revenue			
Director of Revenue			
12 CSR 10-23.600	Complaint, Inspection, and Disciplinary Process for Transportation Network Companies42 MoReg 1223	Aug. 28, 2017	Feb. 23, 2018
12 CSR 10-41.010	Annual Adjusted Rate of Interest42 MoReg 1752	Jan. 1, 2018	June 29, 2018
Department of Social Services			
Family Support Division			
13 CSR 40-2.030	Definitions Relating to Real and Personal Property42 MoReg 1057	July 1, 2017	Feb. 22, 2018
13 CSR 40-8.020	Ways of Treating Income and Assets42 MoReg 1060	July 1, 2017	Feb. 22, 2018
MO HealthNet Division			
13 CSR 70-10.016	Global Per Diem Adjustments to Nursing Facility and HIV Nursing Facility Reimbursement Rates42 MoReg 1225	Aug. 1, 2017	Feb. 22, 2018
13 CSR 70-10.030	Prospective Reimbursement Plan for Nonstate-Operated Facilities for ICF/IID Services42 MoReg 1356	Sept. 1, 2017	Feb. 27, 2018
13 CSR 70-15.010	Inpatient Hospital Services Reimbursement Plan; Outpatient Hospital Services Reimbursement Methodology .42 MoReg 1061	July 1, 2017	Feb. 22, 2018
13 CSR 70-15.110	Federal Reimbursement Allowance (FRA)42 MoReg 1063	July 1, 2017	Feb. 22, 2018
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15 CSR 30-3.010	Voter Identification Affidavit (Res)42 MoReg 956	June 1, 2017	Feb. 22, 2018
15 CSR 30-3.020	Provisional Ballots and Envelopes for Registered Voters under Voter Identification Law42 MoReg 957	June 1, 2017	Feb. 22, 2018
15 CSR 30-3.030	Procedures for Registered Voters Returning to the Polling Place with Identification42 MoReg 958	June 2, 2017	Feb. 22, 2018
15 CSR 30-3.040	Procedures for Identity Verification for Provisional Ballots for Registered Voters under Voter Identification Law, Counting Approved Ballots, and Recordkeeping42 MoReg 958	June 1, 2017	Feb. 22, 2018
15 CSR 30-3.050	Voter Inquiries as to Whether Provisional Ballot for Registered Voter was Counted42 MoReg 959	June 1, 2017	Feb. 22, 2018
15 CSR 30-3.100	Procedures for Obtaining One (1) Copy of Documents Needed to Obtain Free Personal Identification for Voting .42 MoReg 960	June 1, 2017	Feb. 22, 2018
15 CSR 30-120.010	Definitions42 MoReg 1297	Aug. 28, 2017	Feb. 22, 2018
15 CSR 30-120.020	Application to Register as a Family Trust Company42 MoReg 1298	Aug. 28, 2017	Feb. 22, 2018
15 CSR 30-120.030	Application to Register as a Foreign Family Trust Company42 MoReg 1298	Aug. 28, 2017	Feb. 22, 2018
15 CSR 30-120.040	Annual Registration Report42 MoReg 1299	Aug. 28, 2017	Feb. 22, 2018
15 CSR 30-120.050	Records42 MoReg 1299	Aug. 28, 2017	Feb. 22, 2018
15 CSR 30-120.060	Examination42 MoReg 1300	Aug. 28, 2017	Feb. 22, 2018
15 CSR 30-120.070	Application Process and Forms42 MoReg 1301	Aug. 28, 2017	Feb. 22, 2018
Department of Health and Senior Services			
Office of the Director			
19 CSR 10-15.050	Complication Plans for Certain Drug- and Chemically- Induced Abortions by Physicians Via Hospitals42 MoReg 1752	Nov. 3, 2017	May 1, 2018
Division of Community and Public Health			
19 CSR 20-1.040	Good Manufacturing Practices42 MoReg 1639	Oct. 23, 2017	April 20, 2018
Division of Regulation and Licensure			
19 CSR 30-30.061	Complication Plans for Certain Drug- and Chemically- Induced Abortions Via Abortion Facilities42 MoReg 1754	Nov. 3, 2017	May 1, 2018
19 CSR 30-40.720	Stroke Center Designation Application and Review42 MoReg 1302	Aug. 17, 2017	Feb. 22, 2018
19 CSR 30-81.030	Evaluation and Assessment Measures for Title XIX Recipients and Applicants in Long-Term Care Facilities . .42 MoReg 1137	July 15, 2017	Feb. 22, 2018

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Department of Insurance, Financial Institutions and Professional Registration			
State Board of Nursing			
20 CSR 2200-4.020	Requirements for Licensure42 MoReg 861	May 9, 2017	Feb. 15, 2018
State Board of Pharmacy			
20 CSR 2220-2.650	Standards of Operation for a Class J: Shared Services Pharmacy42 MoReg 1227	Aug. 6, 2017	Feb. 22, 2018
State Committee of Marital and Family Therapists			
20 CSR 2233-1.040	Fees42 MoReg 1065	Aug. 1, 2017	Feb. 22, 2018
Missouri Consolidated Health Care Plan			
Health Care Plan			
22 CSR 10-2.030	Contributions42 MoReg 1755	Jan. 1, 2018	June 29, 2018
22 CSR 10-2.089	Pharmacy Employer Group Waiver Plan for Medicare Primary Members42 MoReg 1756	Jan. 1, 2018	June 29, 2018
22 CSR 10-2.094	Tobacco-Free Incentive Provisions and Limitations (Res.) . .42 MoReg 1358	Oct. 1, 2017	March 29, 2018
22 CSR 10-2.094	Tobacco-Free Incentive Provisions and Limitations42 MoReg 1358	Oct. 1, 2017	March 29, 2018
22 CSR 10-2.120	Partnership Incentive Provisions and Limitations (Res.) . .42 MoReg 1359	Oct. 1, 2017	March 29, 2018
22 CSR 10-2.120	Partnership Incentive Provisions and Limitations42 MoReg 1359	Oct. 1, 2017	March 29, 2018
22 CSR 10-2.135	Benefit Package Option42 MoReg 1756	Nov. 6, 2017	May 4, 2018
22 CSR 10-3.090	Pharmacy Benefit Summary42 MoReg 1757	Jan. 1, 2018	June 29, 2018
22 CSR 10-3.135	Benefit Package Option42 MoReg 1758	Nov. 6, 2017	May 4, 2018

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<u>2017</u>			
17-24	Designates members of the governor's staff to have supervisory authority over departments, divisions, and agencies of state government.	Nov. 17, 2017	43 MoReg 5
17-23	Advises that state offices will be closed on Friday, November 24, 2017.	Nov. 1, 2017	42 MoReg 1640
17-22	Implements the Emergency Mutual Assistance Compact and activates the state militia to aid the U.S. Virgin Islands in response to Hurricane Maria.	Sept. 20, 2017	42 MoReg 1579
17-21	Governor activates the state militia in anticipation of unrest in the St. Louis region.	Sept. 14, 2017	42 MoReg 1411
17-20	Governor establishes a board of inquiry to review evidence and provide a recommendation on the death sentence for inmate Marcellus Williams.	Aug. 22, 2017	42 MoReg 1361
Proclamation	Governor notifies the General Assembly that he is reducing appropriation lines in the fiscal year 2018 budget and permanently reducing appropriation lines in the fiscal year 2017 budget.	Aug. 1, 2017	42 MoReg 1307
17-19	Directs the Department of Health and Senior Services, the Department of Mental Health, the Department of Public Safety, the Department of Natural Resources, and the Department of Conservation to identify, train, equip, and assess law enforcement and emergency responder efforts to combat Missouri's Opioid Public Health Crisis.	July 18, 2017	42 MoReg 1229
17-18	Directs the Department of Health and Senior Services to create a prescription drug monitoring program.	July 17, 2017	42 MoReg 1143
Amended Proclamation	Governor convenes the Second Extra Session of the First Regular Session of the Ninety-Ninth General Assembly regarding abortions facilities.	July 6, 2017	42 MoReg 1139
17-17	Creates the Missouri Justice Reinvest Taskforce to analyze Missouri's corrections system and recommend improvements.	June 28, 2017	42 MoReg 1067
Proclamation	Governor convenes the Second Extra Session of the First Regular Session of the Ninety-Ninth General Assembly regarding abortions facilities.	June 7, 2017	42 MoReg 1024
Proclamation	Governor convenes the First Extra Session of the First Regular Session of the Ninety-Ninth General Assembly regarding attracting new jobs to Missouri.	May 18, 2017	42 MoReg 1022
17-16	Temporarily grants the Director of the Missouri Department of Revenue discretionary authority to adjust certain rules and regulations.	May 11, 2017	42 MoReg 909
17-15	Temporarily grants the Director of the Missouri Department of Health and Senior Services discretionary authority to adjust certain rules and regulations.	May 8, 2017	42 MoReg 907
17-14	Temporarily grants the Director of the Missouri Department of Natural Resources discretionary authority to adjust certain environmental rules and regulations.	May 4, 2017	42 MoReg 905
17-13	Activates the state militia in response to severe weather that began on April 28, 2017.	April 30, 2017	42 MoReg 865
17-12	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to severe weather beginning on April 28, 2017.	April 28, 2017	42 MoReg 863
17-11	Establishes the Boards and Commissions Task Force to recommend comprehensive executive and legislative reform proposals to the governor by October 31, 2017.	April 11, 2017	42 MoReg 779
17-10	Designates members of the governor's staff to have supervisory authority over departments, divisions, and agencies of state government.	April 7, 2017	42 MoReg 777
17-09	Establishes parental leave for state employees of the executive branch of Missouri state government and encourages other state officials to adopt comparable policies.	March 13, 2017	42 MoReg 429
17-08	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to severe weather that began on March 6.	March 7, 2017	42 MoReg 427
17-07	Establishes the Governor's Committee for Simple, Fair, and Low Taxes to recommend proposed reforms to the governor by June 30, 2017.	January 25, 2017	42 MoReg 315
17-06	Orders that the Missouri State Emergency Operations Plan be activated. Further orders state agencies to provide assistance to the maximum extent practicable and directs the Adjutant General to call into service such portions of the organized militia as he deems necessary.	January 12, 2017	42 MoReg 267

**Executive
Orders**

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17-05	Activates the Missouri State Emergency Operation Center due to severe weather expected to begin on Jan. 12, 2017.	January 11, 2017	42 MoReg 266
17-04	Establishes the position of Chief Operating Officer to report directly to the governor and serve as a member of the governor's executive team.	January 11, 2017	42 MoReg 264
17-03	Orders every state agency to immediately suspend all rulemaking until Feb. 28, 2017, and to complete a review of every regulation under its jurisdiction within the <i>Code of State Regulations</i> by May 31, 2018.	January 10, 2017	42 MoReg 261
17-02	Orders state employees of the executive branch of Missouri state government to follow a specified code of conduct regarding ethics during the Greitens administration.	January 9, 2017	42 MoReg 258
17-01	Rescinds Executive Orders 07-10, 88-26, 98-15, and 05-40 regarding the Governor's Advisory Council on Physical Fitness and Health and the Missouri State Park Advisory Board.	January 6, 2017	42 MoReg 257

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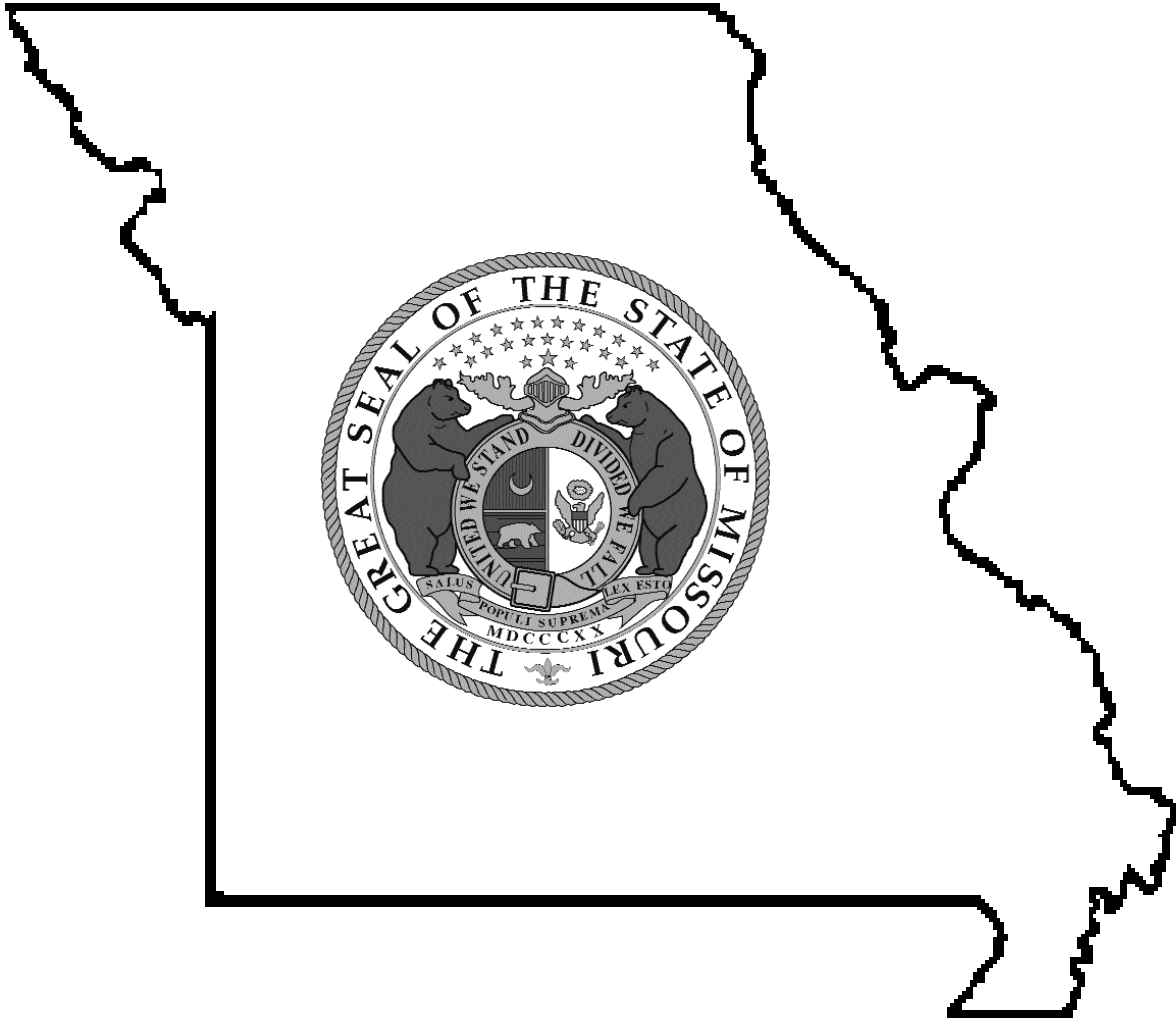
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